



CITY COUNCIL AGENDA
CITY COUNCIL MEETING OF: APRIL 16, 2003

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- CALL TO ORDER
- ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW
- INVOCATION - PASTOR GEORGE KAMAKAHI, INTERNATIONAL FAITH CENTER
- PLEDGE OF ALLEGIANCE

MINUTES:

PRESENT: MAYOR GOODMAN (excused from the p.m. session at 5:00 P.M.) and COUNCIL MEMBERS REESE, M. McDONALD, BROWN, L.B. McDONALD, WEEKLY (excused from the p.m. session at 5:30 p.m.), and MACK (excused from the p.m. session at 6:00 p.m.)

Also Present: CITY MANAGER DOUG SELBY, DEPUTY CITY MANAGER STEVE HOUCHENS, DEPUTY CITY MANAGER BETSY FRETWELL, CITY ATTORNEY BRAD JERBIC, ASSISTANT CITY ATTORNEY JOHN REDLEIN (A.M. Session), DEPUTY CITY ATTORNEY TOM GREEN, DEPUTY CITY ATTORNEY BRYAN SCOTT (P.M. Session), and CITY CLERK BARBARA JO RONEMUS

ANNOUNCEMENT MADE – Meeting noticed and posted at the following locations:

Las Vegas Library, 833 Las Vegas Boulevard North

Senior Citizens Center, 450 E. Bonanza Road

Clark County Government Center, 500 S. Grand Central Parkway

Court Clerk's Bulletin Board, City Hall

City Hall, Plaza, Posting Board

(9:01)

1-1

PASTOR GEORGE KAMAKAHI, International Faith Center, gave the invocation.

(9:01 – 9:02)

1-26

MAYOR GOODMAN led the audience in the Pledge.

(9:02 – 9:03)

1-48

City of Las Vegas

CITY COUNCIL MEETING OF APRIL 16, 2003 Acknowledgements – Continued

MINUTES:

COUNCILMAN MACK recognized ANDRAUS MOORE, who is a fifth grade student at Parsons Elementary School and is very active in his school. Parsons Elementary School was involved in the planning process of Patriot Park, which is located adjacent to Parsons Elementary. For all his efforts, he would be joining COUNCILMAN MACK at the podium for a picture, along with his mother.

(9:16 – 9:17)

1-483

COUNCILWOMAN McDONALD acknowledged BRIANNA GRAY, student of Bishop Gorman High School, who just received a full basketball scholarship from the University of Notre Dame.

(9:17 – 9:18)

1-513

COUNCILWOMAN McDONALD presented COUNCILMAN WEEKLY with a rose bouquet to wish him a happy birthday. She noted that COUNCILMAN WEEKLY always states that people should receive roses while living.

(9:18 – 9:20)

1-548

Before consideration of Item 1, MAYOR GOODMAN announced that BROCK MORRISON, who has a very rare disease, would be sitting with him for a portion of the morning session. MR. MORRISON was discovered by DARCY HAYES, Council Liaison, on the radio speaking about what life means to him. He expressed himself in a way that very few youth do and is a very brave young man. The entire community can learn from this young man, that adversity can be overcome. MAYOR GOODMAN read the proclamation, a copy of which was not submitted for the minutes. MAYOR GOODMAN presented the proclamation to MR. MORRISON and then proclaimed 4/9/2003 as “Brock Morrison Day”.

(9:20 – 9:27)

1-613

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PUBLIC AFFAIRS

DIRECTOR: DAVID RIGGLEMAN

☐

CONSENT

☐

DISCUSSION

SUBJECT:

CEREMONIAL:

RECOGNITION OF THE EMPLOYEE OF THE MONTH

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

BACKUP DOCUMENTATION:

MOTION:

None required. A presentation was made.

MINUTES:

CLAUDETE ENUS, Director of Human Resources, and VICKI ROBINSON, Manager of Insurance Services Division, joined MAYOR GOODMAN in honoring SYDNEY WERTSBAUGH, Worker's Compensation Specialist, as April's Employee of the Month. She has been a City employee since 2000 and has done an outstanding job assisting employees who have suffered an injury while on the job. Her customer service skills have made the process more efficient, which is especially important when a person is going through tough times due to an injury.

MS. WERTSBAUGH is responsible for completing and submitting the City's applications for reimbursement from the State of Nevada Subsequent Injury Fund. Successful submissions to this fund require not only constant surveillance and vigilance in the identification of claims that meet the criteria for reimbursement, but also extreme careful attention to detail in the documentation and submission process. Prior to her working on this program, the City had successfully submitted only one claim for reimbursement during the six years of eligibility. Since MS. WERTSBAUGH assumed the responsibility, the City has submitted nine claims, with a recovery to date of over \$517,000. Those funds are deposited in the City's account and are then available for benefits to other injured workers. MS. WERTSBAUGH is a dedicated individual who works hard to achieve the City's goals and to assist others.

City of Las Vegas

CITY COUNCIL MEETING OF APRIL 16, 2003

Ceremonial

Recognition of the Employee of the Month

MINUTES – Continued:

MS. ROBINSON said that MS. WERTSBAUGH is a wonderful employee and the City is very lucky to have her. MS. ENUS echoed MS. ROBINSON's comments, adding that she exemplifies the caliber of employees within Human Resources and throughout the City.

MS. WERTSBAUGH thanked the Council for the recognition. She said that she is really one member of a wonderful group of people who know the meaning of the term "teamwork." She feels fortunate to be working with this group of people and for a manager and director who allow her and inspire her to do the best job possible.

(9:03 – 9:07)

1-89

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PUBLIC AFFAIRS

DIRECTOR: DAVID RIGGLEMAN

☐

CONSENT

☐

DISCUSSION

SUBJECT:

CEREMONIAL:

RECOGNITION OF NATIONAL COMMUNITY DEVELOPMENT WEEK

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

BACKUP DOCUMENTATION:

A proclamation was issued and a video presented, but neither was not submitted for the minutes

MOTION:

None required. A presentation was made.

MINUTES:

FAYE JOHNSON, SUE PRESCOTT, and MARTY TOLEDO of Neighborhood Services and ROY PORTER with the US Department of Housing and Urban Development came forward at the request of the Mayor to assist him in this presentation. MAYOR GOODMAN said that the City's vision is to be a vibrant, affordable, and diverse city of opportunity in which all citizens enjoy their neighborhoods, feel safe, and know they will be heard. The City has many wonderful programs geared toward accomplishing this vision.

As MAYOR GOODMAN continued, pictures were shown on the video screens depicting some of the City's programs. The Mayor said that many of the efforts geared toward improving the way of life in this community are supported by the Community Development Block Grant (CDBG) program. The City has capably administered this program and has customized it to resolve pressing local problems, such as affordable housing, neighborhood and human service needs, job creation and retention, and physical redevelopment of neighborhoods.

He asked that the Las Vegas community join the City in celebrating the 28th Anniversary of the CDBG program in Las Vegas, as so many of the services that are provided in this community are done through the CDBG funds. He proclaimed 4/21-4/27/2003 as Community Development Week 2003.

City of Las Vegas

CITY COUNCIL MEETING OF APRIL 16, 2003

Ceremonial

Recognition of National Community Development Week

MINUTES – Continued:

MS. JOHNSON said that CDBG funds are used to provide many types of services throughout the City. These accomplishments could not be possible without the many hours dedicated each year by the members of the Community Development Recommending Board to review projects and make recommendations to the Council. MS. JOHNSON also thanked the staff of Neighborhood Development for all their hard work and the Council for approving the recommended projects.

MR. PORTER commented that SECRETARY MARTINEZ and representatives of HUD are very proud to be in partnership with the City of Las Vegas, because it has developed many wonderful projects. He advised the Mayor that the City's Neighborhood Development staff has been wonderful to work with. HUD appreciates their efforts and those of the Council on past, current, and future projects.

(9:07 – 9:11)

1-198

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PUBLIC AFFAIRS

DIRECTOR: DAVID RIGGLEMAN

☐

CONSENT

☐

DISCUSSION

SUBJECT:

CEREMONIAL:

PRESENTATION BY THE JUNIOR LEAGUE OF LAS VEGAS

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

BACKUP DOCUMENTATION:

MOTION:

None required. A presentation was made.

MINUTES:

MAYOR GOODMAN called up LEIGH-ANN HUNTER and THERESA MINDEN of the Junior League of Las Vegas' Special Events Committee to come up to the podium to make the presentation.

MS. HUNTER made a special presentation to COUNCILMAN McDONALD for participating last year in the First Annual Celebrity Waiter Event, which was a fundraiser for the Junior League that raised over \$20,000. Among several other key people from the community, COUNCILMAN McDONALD worked the tables to earn tips for the Junior League. He earned over \$2,600 alone for his table and worked very hard for it. MS. HUNTER presented COUNCILMAN McDONALD with the "Waiter With The Most" award and said that she is looking forward to having him participate in the event again this year.

COUNCILMAN McDONALD commented that he had a great time helping out the Junior League, which is a wonderful organization. He thanked MS HUNTER for all they do to help various charitable causes throughout the Valley.

(9:11 – 9:126)

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: CITY CLERK

DIRECTOR: BARBARA JO (RONI) RONEMUS ☐ **CONSENT** ☐ **DISCUSSION**

SUBJECT:

BUSINESS ITEMS:

Any items from the morning session that the Council, staff and/or the applicant wishes to be stricken or held in abeyance to a future meeting may be brought forward and acted upon at this time

MOTION:

REESE – Motion to bring forward and STRIKE Items 50 and 76 and Hold in ABEYANCE Items 55 and 58 to 5/7/2003 – UNANIMOUS

MINUTES:

There [was no discussion](#).

(9:27 – 9:28)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: CITY CLERK

DIRECTOR: BARBARA JO (RONI) RONEMUS ☐ **CONSENT** ☐ **DISCUSSION**

SUBJECT:

BUSINESS ITEMS:

Approval of the Final Minutes by reference of the Regular City Council Meeting of March 19, 2003

MOTION:

REESE – APPROVED by Reference – UNANIMOUS

MINUTES:

There was no discussion.

(9:28 – 9:29)

1-898

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: April 16, 2003

DEPARTMENT: CITY CLERK**DIRECTOR: BARBARA JO RONEMUS**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

BUSINESS ITEMS

Discussion and possible action on the certification of canvassed election returns for the April 8, 2003 Primary Municipal Election

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The results of the April 8, 2003 Primary Election were canvassed comparing the ballots counted and the results thereof with the official ballot statements for the 331 election precincts used in the election. There was an active voter registration of 191,764 of which 34,995 voters cast their ballots resulting in an 18.25% election turnout. Per the Clark County Registrar of Voters, they were unable to reconcile the computer and roster counts in two precincts for one ballot each. There were no tabulation errors in the 331 precincts and the foregoing unreconcilable discrepancies would not alter the outcome of any contest. As to the 5,644 mail and absent ballots that were reconciled under my hand, there were no unreconcilable errors making that tabulation 100% accurate.

RECOMMENDATION:

That the City Council accept and certify the official election results as presented.

BACKUP DOCUMENTATION:

1. Results of Canvass from the Clark County Registrar of Voters
2. Subdivision Reports: At Large, Ward 1, Ward 3 and Ward 5
3. "Statement of Vote" containing the voter abstract information for Mayor, Ward 1, Ward 3, Ward 5, Municipal Court Judge Dept. 1 and Municipal Court Judge Dept. 6

MOTION:

REESE – APPROVED as recommended – UNANIMOUS

MINUTES:

CITY CLERK RONEMUS gave an overview of the information provided above under the Purpose/Background header. She requested that the City Council accept and certify the official election results as presented.

There [was no further discussion.](#)

(9:29 – 9:30)

1-908

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: CITY MANAGER**DIRECTOR: DOUGLAS A. SELBY**☒**CONSENT**☐**DISCUSSION****SUBJECT:****ADMINISTRATIVE:**

Approval to authorize officers of City Parkways IV and V, Inc. to enter into a Designated Services Agreement with The Innova Group, Inc. (APNs 139-34-110-002 & 003) (\$67,810 - Industrial Development Special Revenue Fund) - Ward 5 (Weekly)

Fiscal Impact☐**No Impact****Amount: \$67,810**☒**Budget Funds Available****Dept./Division: OBD/City Parkways IV & V, Inc**☐**Augmentation Required****Funding Source: Industrial Development Special Revenue Fund****PURPOSE/BACKGROUND:**

On January 8, 2003, City Council directed the City Manager to assemble a consultant team to prepare a master development plan for the 61-acre site located at 100 Grand Central Parkway. The proposed agreement would retain The Innova Group as the medical research, planning, analysis and marketing consultant for the development master plan. It is projected that the plan would be completed in 120-150 days.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Disclosure of Principals (The Innova Group)
3. Designated Services Agreement with The Innova Group
4. Location Map

MOTION:

REESE – APPROVED Items 439, 41-44, 46-49, and 51 – UNANIMOUS with MACK abstaining on Item 13 because it involves Courtesy Automotive, owned by JOSEPH SCALA, with whom he has an unrelated business relationship, and M. McDONALD abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

Items 40 & 45: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

CITY COUNCIL MEETING OF APRIL 16, 2003

Consent – Administrative

Item 4 – Approval to authorize officers of City Parkways IV and V, Inc. to enter into a Designated Services Agreement with The Innova Group, Inc. (APNs 139-34-110-002 & 003) (\$67,810 - Industrial Development Special Revenue Fund)

MOTION - Continued:

NOTE: COUNCILMAN MACK disclosed that Item 27 involves a portion of Lake Mead, where his brother, STEVEN MACK, has a SuperPawn shop, and Item 30 relates to a section of Sahara Avenue, where DENNIS BEDFORD, a client of MK², with whom he is affiliated, has his office. Since he has not spoken with either party regarding the aforementioned items, he would be voting, as he does not believe the businesses would be affected.

MINUTES:

COUNCILMAN MACK reported that the Real Estate Committee met and reviewed all the Real Estate items on the Consent Agenda and joins with the recommendation of staff that items 45 through 49 and 51 be approved by the City Council. Item 50 was stricken.

COUNCILMAN McDONALD requested that Items 40 and 45 be pulled from the Consent Agenda for discussion.

There was no related discussion.

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of Service and Material Checks/Payroll Checks/Wire Transfers/Other Checks and Investments

Fiscal Impact

☐

No Impact

Amount: \$56,581,177.95

☒

Budget Funds Available

Dept./Division: Accounting Operations

☐

Augmentation Required

Funding Source: All Funds

PURPOSE/BACKGROUND:

In compliance with the City's Municipal Code, Chapter 4.12, this is an informational item that provides the dollar amount of disbursements processed by the Finance and Business Services Department.

RECOMMENDATION:

BACKUP DOCUMENTATION:

Summary of cash expenditures for the period 03-16-03 - 03-31-03

Total Services and Materials Checks	\$	12,201,961.96
Total Payroll Checks	\$	4,900,425.80
Total Wire Transfers	\$	39,478,790.19

MOTION:

REESE – APPROVED Items 439, 41-44, 46-49, and 51 – **UNANIMOUS** with **MACK** abstaining on Item 13 because it involves Courtesy Automotive, owned by **JOSEPH SCALA**, with whom he has an unrelated business relationship, and **M. McDONALD** abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

Items 40 & 45: **APPROVED** under separate actions (see individual items)

Item 50: **STRICKEN** under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of a new Family Child Care Home License, Pandora Eady, dba Big Sista Night and Day Childcare, 2100 Santiago Street, Pandora Eady, 100% - Ward 3 (Reese)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Approval of a new Family Child Care Home License

RECOMMENDATION:

Recommend approval

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 439, 41-44, 46-49, and 51 – UNANIMOUS with MACK abstaining on Item 13 because it involves Courtesy Automotive, owned by JOSEPH SCALA, with whom he has an unrelated business relationship, and M. McDONALD abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

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Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of a Special Event Liquor License for St. Anne Catholic School, Location: St. Anne Catholic School Campus, 1813 South Maryland Parkway, Date: April 26-27, 2003, Type: Special Event General, Event: Annual Fun Fair, Responsible Person in Charge: Carol D. Rose - Ward 3 (Reese)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Approval of a Special Event Liquor License

RECOMMENDATION:

Recommend approval

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 439, 41-44, 46-49, and 51 – **UNANIMOUS** with **MACK** abstaining on Item 13 because it involves Courtesy Automotive, owned by **JOSEPH SCALA**, with whom he has an unrelated business relationship, and **M. McDONALD** abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

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Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of a Special Event Liquor License for Mexican Patriotic Committee, Location: Freedom Park, Mojave Road & Washington Ave., Date: May 4, 2003, Type: Special Event Beer/Wine/Cooler, Event: Family Picnic, Responsible Person in Charge: Eddie Escobedo - Ward 3 (Reese)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Approval of a Special Event Liquor License

RECOMMENDATION:

Recommend approval

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 439, 41-44, 46-49, and 51 – **UNANIMOUS** with **MACK** abstaining on Item 13 because it involves Courtesy Automotive, owned by **JOSEPH SCALA**, with whom he has an unrelated business relationship, and **M. McDONALD** abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

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Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of Change of Ownership and Change of Business Name for a Beer/Wine/Cooler On-sale Liquor License subject to Health Dept. regulations, From: Cervera-Gracia Enterprises, Ltd., dba Casa Veracruz, Andres M. Gracia, Mmbr and Eloina C. Gracia, Mmbr, 100% jointly as husband and wife, To: Ruben V. Gonzalez, DDS, Inc., dba La Choza No. 2, 1002 North Rancho Drive, Ruben V. Gonzalez, Dir, Pres, Secy, Treas, 100% - Ward 5 (Weekly)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Approval of Change of Ownership and Change of Business Name for a Beer/Wine/Cooler On-sale Liquor License

RECOMMENDATION:

Recommend approval subject to Health Dept. regulations

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 439, 41-44, 46-49, and 51 – **UNANIMOUS** with **MACK** abstaining on Item 13 because it involves Courtesy Automotive, owned by **JOSEPH SCALA**, with whom he has an unrelated business relationship, and **M. McDONALD** abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

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Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of Change of Location for a Burglar Alarm Service License subject to the provisions of the planning and fire codes, Hometronic, dba Hometronic, From: 3560 Polaris Ave., Suite 17, To: 101 South Rainbow Blvd., #6, Dean M. Poser, Dir, Pres, 100% - Ward 2 (L.B. McDonald)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Approval of Change of Location for a Burglar Alarm Service License

RECOMMENDATION:

Recommend approval subject to the provisions of the planning and fire codes

BACKUP DOCUMENTATION:

Map

MOTION:

REESE – APPROVED Items 439, 41-44, 46-49, and 51 – **UNANIMOUS** with **MACK** abstaining on Item 13 because it involves Courtesy Automotive, owned by **JOSEPH SCALA**, with whom he has an unrelated business relationship, and **M. McDONALD** abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

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Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of Change of Location for a Burglar Alarm Service License, Alex Bustios, dba Absolute Security Systems, From: 3514 East Tropicana Ave., Suite 1C, To: 7235 Bermuda Road, Suite B, Alex Bustios, 100% - Clark County

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Approval of Change of Location for a Burglar Alarm Service License

RECOMMENDATION:

Recommend approval

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 439, 41-44, 46-49, and 51 – **UNANIMOUS** with **MACK** abstaining on Item 13 because it involves Courtesy Automotive, owned by **JOSEPH SCALA**, with whom he has an unrelated business relationship, and **M. McDONALD** abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

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Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of a new Locksmith License, Jon M. Levig, dba American Bull Lock & Key, 1412 Silk Tassel Drive, Jonathan M. Levig, 100% - Ward 2 (L.B. McDonald)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Approval of a new Locksmith License

RECOMMENDATION:

Recommend approval

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 439, 41-44, 46-49, and 51 – UNANIMOUS with MACK abstaining on Item 13 because it involves Courtesy Automotive, owned by JOSEPH SCALA, with whom he has an unrelated business relationship, and M. McDONALD abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

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Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES**DIRECTOR: MARK R. VINCENT**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of rejection of bids for Lots 1 and 4 and award of Bid Number 030238-DAR, Open End Contract for Utility Trucks and Cargo Vans - Department of Field Operations - Award recommended to: VARIOUS SUPPLIERS (Aggregate amount of \$520,623.13 - Internal Service Fund)

Fiscal Impact☐**No Impact****Amount:** \$520,623.13☒**Budget Funds Available****Dept./Division:** Field Operations/Fleet Mgmt.☐**Augmentation Required****Funding Source:** Internal Service Fund**PURPOSE/BACKGROUND:**

This item will provide for 14 utility trucks and 5 cargo vans as replacements to the current fleet of vehicles, including the option to purchase additional vehicles through model year availability.

The low bidder for Lot 1, Courtesy Chevrolet, is recommended for rejection for not adhering to the technical specifications for Lot 1. The low bidder for Lot 4, Bill Heard Chevrolet, is recommended for rejection for not bidding vehicles that are dedicated compressed natural gas (CNG) as required in the technical specifications.

POC: Paul Brown, Fairway Chevrolet - (702) 432-3650

POC: James Dunbar, Desert Dodge - (702) 221-0000 x223

POC: Edward Tozier, Bill Heard Chevrolet - (702) 870-9309

RECOMMENDATION:

That the City Council reject the bids of Courtesy Chevrolet for Lot 1 and Bill Heard Chevrolet for Lot 4 and approve the award of Bid Number 030238-DAR, Open End Contract for Utility Trucks and Cargo Vans to Various Suppliers in the aggregate amount of \$520,623.13.

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 439, 41-44, 46-49, and 51 – UNANIMOUS with MACK abstaining on Item 13 because it involves Courtesy Automotive, owned by JOSEPH SCALA, with whom he has an unrelated business relationship, and M. McDONALD abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

CITY COUNCIL MEETING OF APRIL 16, 2003

Consent – Finance and Business Services

Item 13 - Approval of rejection of bids for Lots 1 and 4 and award of Bid Number 030238-DAR, Open End Contract for Utility Trucks and Cargo Vans - Department of Field Operations - Award recommended to: VARIOUS SUPPLIERS

MOTION – Continued:

Items 40 & 45: **APPROVED** under separate actions (see individual items)

Item 50: **STRICKEN** under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of award of Bid Number 02.15341.12-LED, Doolittle Concession & Restroom Building and approve the construction conflicts & contingency reserve set by Finance & Business Services - Department of Public Works - Award recommended to: DLC GENERAL CONTRACTING, INC. (\$270,000 - Special Revenue Fund) - Ward 5 (Weekly)

Fiscal Impact

☐

No Impact

Amount: \$270,000

☒

Budget Funds Available

Dept./Division: Public Works

☐

Augmentation Required

Funding Source: Special Revenue Fund

PURPOSE/BACKGROUND:

The work involved in this project generally consists of building a new Concession & Restroom Building on the existing Doolittle Park site located at 951 West Lake Mead Blvd.

POC: Danny Cates - (702) 436-6808

RECOMMENDATION:

That the City Council approve the award of Bid Number 02.15341.12-LED, Doolittle Concession & Restroom Building to DLC General Contracting, Inc. in the amount of \$270,000 and approve a conflict & contingency reserve of \$30,000. Authority to execute contract is given to P&C Mgr per R-145-2001.

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 439, 41-44, 46-49, and 51 – UNANIMOUS with MACK abstaining on Item 13 because it involves Courtesy Automotive, owned by JOSEPH SCALA, with whom he has an unrelated business relationship, and M. McDONALD abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

Items 40 & 45: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES**DIRECTOR: MARK R. VINCENT**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of Contract No. 030272 (LW) Loss Control Specialist for City of Las Vegas employees and assets - Department of Human Resources - Award recommended to: POMS & ASSOCIATES INSURANCE BROKERS, INC.(Estimated annual amount of \$112,752 - Internal Service Fund)

Fiscal Impact☐**No Impact****Amount:** \$112,752☒**Budget Funds Available****Dept./Division:** Human Resources☐**Augmentation Required****Funding Source:** Internal Service Fund**PURPOSE/BACKGROUND:**

This contract will provide for loss control including: general, auto, worker's compensation, property and liability loss control services. Hourly pricing under the contract for the first year will be \$54.00; for the second year it will be \$56.00; and for the third year it will be \$57.00 per hour.

This requirement is exempt from competitive bidding pursuant to NRS 332.115.1 (b), professional services.

POC: Susan Bedard - (800) 578-8802

RECOMMENDATION:

That City Council approve Contract No. 030272, Loss Control Specialist for CLV employees & assets to Poms & Assoc. Insurance Brokers, Inc. from date of award to 4/30/04, w/2 1-yr renewal opt. in the est.annual amt of \$112,752. Authority to execute contract is given to P&C Mgr per R-145-2001.

BACKUP DOCUMENTATION:

Certificate - Disclosure of Ownership/Principals

MOTION:

REESE – APPROVED Items 439, 41-44, 46-49, and 51 – **UNANIMOUS** with **MACK** abstaining on Item 13 because it involves Courtesy Automotive, owned by **JOSEPH SCALA**, with whom he has an unrelated business relationship, and **M. McDONALD** abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

Items 40 & 45: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

CITY COUNCIL MEETING OF APRIL 16, 2003

Consent – Finance and Business Services

Item 15 - Approval of Contract No. 030272 (LW) Loss Control Specialist for City of Las Vegas employees and assets - Department of Human Resources - Award recommended to: POMS & ASSOCIATES INSURANCE BROKERS, INC.

MINUTES:

There was no related discussion.

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES**DIRECTOR: MARK R. VINCENT**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of issuance of purchase order for an Annual Requirements Contract for Gasboy Automated Fuel System Parts and Service - Department of Field Operations - Award recommended to: SERCON (Estimated annual amount of \$75,000 - Internal Service Fund)

Fiscal Impact☐**No Impact****Amount:** \$75,000☒**Budget Funds Available****Dept./Division:** Field Operations/Fleet Mgmt.☐**Augmentation Required****Funding Source:** Internal Service Fund**PURPOSE/BACKGROUND:**

This requirement will provide for parts and service for the City's Gasboy fuel dispensing system.

This item is exempt from competitive bidding pursuant to NRS 332.115.1 (c), additions to and repairs and maintenance of equipment which may be more efficiently added to, repaired or maintained by a certain person.

POC: Cameron Kornechuk - (702) 733-0044

RECOMMENDATION:

That City Council approve the issuance of a purchase order for an ARC for Gasboy Automated Fuel System Parts and Service to SerCon from date of award through June 30, 2004, with annual renewals as long as the competitive bidding exception applies in the estimated annual amount of \$75,000.

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 439, 41-44, 46-49, and 51 – UNANIMOUS with MACK abstaining on Item 13 because it involves Courtesy Automotive, owned by JOSEPH SCALA, with whom he has an unrelated business relationship, and M. McDONALD abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

Items 40 & 45: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES**DIRECTOR: MARK R. VINCENT**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of award of Bid Number 030024-JDF, Annual Requirements Contract for Mity-Lite Furniture - VARIOUS DEPARTMENTS - Award recommended to: MITY-LITE INC.
(Estimated annual amount of \$50,000 - General Fund)

Fiscal Impact☐**No Impact****Amount:** \$50,000☒**Budget Funds Available****Dept./Division:** Various☐**Augmentation Required****Funding Source:** General Fund**PURPOSE/BACKGROUND:**

This request will provide for Mity-Lite brand furniture for use throughout the City.

POC: Fern Law - (800) 362-5356

RECOMMENDATION:

That the City Council approve the award of Bid Number 030024-JDF, Annual Requirements Contract for Mity-Lite Furniture to Mity-Lite, Inc. from date of award to 02/29/04, with four 1-yr options to renew in the est. annual amt.of \$50,000.

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 439, 41-44, 46-49, and 51 – **UNANIMOUS** with **MACK** abstaining on Item 13 because it involves Courtesy Automotive, owned by **JOSEPH SCALA**, with whom he has an unrelated business relationship, and **M. McDONALD** abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

Items 40 & 45: **APPROVED** under separate actions (see individual items)

Item 50: **STRICKEN** under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of the issuance of a purchase order for Biological Chemical Suits and Masks for use by Fire & Rescue (KF) – Department of Fire & Rescue – Award Recommended to: GTXTREME (\$36,000 – Special Revenue Fund)

Fiscal Impact

☐

No Impact

Amount: \$36,000

☒

Budget Funds Available

Dept./Division: Fire & Rescue

☐

Augmentation Required

Funding Source: Special Revenue Fund

PURPOSE/BACKGROUND:

This request provides for biological chemical suits and masks to be used by Fire Rescue personnel.

This requirement is exempt from competitive bidding pursuant to NRS 332.115.1(d), equipment which, by reason of the training of the personnel or of an inventory of replacement parts maintained by the local government, is compatible with existing equipment.

POC: Jay Lee – (909) 484-3935

RECOMMENDATION:

That the City Council approves the issuance of a purchase order for biological chemical suits and masks to GTXTREME in the amount of \$36,000.

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 439, 41-44, 46-49, and 51 – **UNANIMOUS** with MACK abstaining on Item 13 because it involves Courtesy Automotive, owned by JOSEPH SCALA, with whom he has an unrelated business relationship, and M. McDONALD abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

Items 40 & 45: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES**DIRECTOR: MARK R. VINCENT**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of rejection of all bids for Lot 1, and award Lot 2 of Bid Number 030227-DAR, Annual Requirements Contract for Coatings, Sealants and Related Painting Supplies - Department of Field Operations - Award recommended to: ICI PAINTS (Estimated Annual Amount of \$30,000 - General Fund)

Fiscal Impact☐**No Impact****Amount:** \$30,000☒**Budget Funds Available****Dept./Division:** Field Operations/Fac. Mgmt.☐**Augmentation Required****Funding Source:** General Fund**PURPOSE/BACKGROUND:**

This request will provide for an annual requirements contract for related painting supplies.

All bids received for Lot 1, Coatings and Sealants, did not meet the minimum technical specifications of the bidding documents; therefore, staff is recommending rejection of all bids. The technical specifications will be revised and the Lot will be re-bid.

POC: Daniel Deardorff - (702) 870-2855

RECOMMENDATION:

That City Council approve the rejection of all bids for Lot 1 of Bid No. 030227-DAR, ARC for Coatings, Sealants and Related Painting Supplies & award Lot 2 to ICI Paints for the period of date of award through February 29, 2004, with 4 one-year renewal options in the est. annual amt. of \$30,000.

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 4-39, 41-44, 46-49, and 51 – **UNANIMOUS** with **MACK** abstaining on Item 13 because it involves Courtesy Automotive, owned by **JOSEPH SCALA**, with whom he has an unrelated business relationship, and **M. McDONALD** abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

Items 40 & 45: **APPROVED** under separate actions (see individual items)

Item 50: **STRICKEN** under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of rejection of bid and award of Bid Number 03.15800.01-LED, Annual Speedhump Installation - Department of Public Works - Award recommended to: RESEARCH MANAGEMENT CORP. DBA SAGE CONSTRUCTION (\$199,187.30 - Capital Projects Fund)
- All Wards

Fiscal Impact

☐

No Impact

Amount: \$199,187.30

☒

Budget Funds Available

Dept./Division: Public Works

☐

Augmentation Required

Funding Source: Capital Projects Fund

PURPOSE/BACKGROUND:

The work under this project provides for the installation of speedhumps at various locations throughout the City.

The apparent low bidder - J & J Enterprises, Inc. - failed to acknowledge addendum #1 to the bid documents or to use the revised bid proposal page included in addendum #1. This failure is deemed material in nature and, as such, the bid is considered non-responsive and recommended for rejection.

POC: Ed G. Neal - (702) 459-2992

RECOMMENDATION:

That City Council reject the bid submitted by J & J Enterprises, Inc. as non-responsive and approve the award of Bid Number 03.15800.01-LED, Annual Speedhump Installation to Research Management Corp. dba Sage Construction in the amount of \$199,187.30 from date of award through 12/31/03 with three (3) one year options to renew. Authority to execute Contract is given to the P&C Mgr per R-145-2001.

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 439, 41-44, 46-49, and 51 – UNANIMOUS with MACK abstaining on Item 13 because it involves Courtesy Automotive, owned by JOSEPH SCALA, with whom he has an unrelated business relationship, and M. McDONALD abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

CITY COUNCIL MEETING OF APRIL 16, 2003

Consent – Finance and Business Services

Item 20 – Approval of rejection of bid and award of Bid Number 03.15800.01-LED, Annual Speedhump Installation – Department of Public Works – Award recommended to: RESEARCH MANAGEMENT CORP. DBA SAGE CONSTRUCTION

MOTION – Continued:

Items 40 & 45: **APPROVED under separate actions** (see individual items)

Item 50: **STRICKEN under separate action** (see individual item)

MINUTES:

There [was no related discussion](#).

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: HUMAN RESOURCES**DIRECTOR: F. CLAUDETTE ENUS**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval to create one regular full time Intake Technician position to be funded fully by Southern Nevada Workforce Investment Board (SNWIB) to work with the DOL Earmark Program known as the Educational and Vocational Opportunities Leading to Valuable Experience (EVOLVE) Program (\$51,000 - SNWIB Grant) - All Wards

Fiscal Impact☐**No Impact****Amount:** \$51,000☒**Budget Funds Available****Dept./Division:** Neigh. Svcs./Neigh. Admin.☐**Augmentation Required****Funding Source:** SNWIB Grant**PURPOSE/BACKGROUND:**

The Intake Technician position is requested to work with the EVOLVE program for training and retraining of disadvantaged and dislocated workers. The Intake Technician will be determining the program eligibility of potential participants through documentation and interviews of applicants. This is a grant funded position and is contingent on continued funding.

RECOMMENDATION:

The City Manager recommends that the City Council approve the creation of the Intake Technician position to work with the EVOLVE program, contingent upon acceptance of the SNWIB contract.

BACKUP DOCUMENTATION:

City of Las Vegas Human Resources Intake Technician Employee/Position Request (EPR) 0250NS

MOTION:

REESE – APPROVED Items 439, 41-44, 46-49, and 51 – UNANIMOUS with MACK abstaining on Item 13 because it involves Courtesy Automotive, owned by JOSEPH SCALA, with whom he has an unrelated business relationship, and M. McDONALD abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

Items 40 & 45: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: HUMAN RESOURCES**DIRECTOR: F. CLAUDETTE ENUS**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval to create two regular full time Caseworker positions to be funded fully by Southern Nevada Workforce Investment Board (SNWIB) to work with the DOL Earmark Program known as the Educational and Vocational Opportunities Leading to Valuable Experience (EVOLVE) Program (\$129,000 - SNWIB Grant) - All Wards

Fiscal Impact☐**No Impact****Amount:** \$129,600☒**Budget Funds Available****Dept./Division:** Neigh. Svcs./Neigh. Admin.☐**Augmentation Required****Funding Source:** SNWIB Grant**PURPOSE/BACKGROUND:**

The Caseworker positions are requested to work with the EVOLVE program for training and retraining of disadvantaged and dislocated workers. The Caseworkers provide direct services to clients including educational and job opportunities. These are grant funded positions and are contingent on continued funding.

RECOMMENDATION:

The City Manager recommends that the City Council approve the creation of the Caseworker positions to work with the EVOLVE Program, contingent upon acceptance of the SNWIB contract.

BACKUP DOCUMENTATION:

City of Las Vegas Human Resources Caseworker Employee/Position Requests (EPRs) 0251NS, 0252NS

MOTION:

REESE – APPROVED Items 439, 41-44, 46-49, and 51 – UNANIMOUS with MACK abstaining on Item 13 because it involves Courtesy Automotive, owned by JOSEPH SCALA, with whom he has an unrelated business relationship, and M. McDONALD abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

Items 40 & 45: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: HUMAN RESOURCES**DIRECTOR: F. CLAUDETTE ENUS**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval to create one regular full time Deputy City Marshal position to be funded fully by Southern Nevada Workforce Investment Board (SNWIB) to work with the DOL Earmark Program known as the Educational and Vocational Opportunities Leading to Valuable Experience (EVOLVE) Program (\$69,000 - SNWIB Grant) - All Wards

Fiscal Impact☐**No Impact****Amount:** \$69,000☒**Budget Funds Available****Dept./Division:** Neigh. Svcs./Neigh. Admin.☐**Augmentation Required****Funding Source:** SNWIB Grant**PURPOSE/BACKGROUND:**

The Deputy City Marshal position is required to work with the EVOLVE program for training and retraining of disadvantaged and dislocated workers. The Deputy City Marshal will preserve good relationships with the staff and clients while taking an active role in areas of public education relative to crime and crime prevention. This is a grant funded position and is contingent on continued funding.

RECOMMENDATION:

The City Manager recommends that the City Council approve creation of the Deputy City Marshal position to work with the EVOLVE program, contingent upon acceptance of the SNWIB contract.

BACKUP DOCUMENTATION:

City of Las Vegas Human Resources Deputy City Marshal Employee/Position Request (EPR) 0253NS

MOTION:

REESE – APPROVED Items 439, 41-44, 46-49, and 51 – UNANIMOUS with MACK abstaining on Item 13 because it involves Courtesy Automotive, owned by JOSEPH SCALA, with whom he has an unrelated business relationship, and M. McDONALD abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

Items 40 & 45: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: NEIGHBORHOOD SERVICES**DIRECTOR: SHARON SEGERBLOM**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of accepting the grant award and entering into a contract with the Southern Nevada Workforce Investment Board (SNWIB) in the amount of \$530,000 for the Department of Labor Earmark EVOLVE program - All Wards

Fiscal Impact☒**No Impact****Amount: \$530,000**☐**Budget Funds Available****Dept./Division: Neighborhood Srvs/Admin**☐**Augmentation Required****Funding Source: SNWIB Grant****PURPOSE/BACKGROUND:**

On November 8, 2002, the City of Las Vegas Neighborhood Services Department received approval from the CLV Grants Committee to submit a competitive proposal in response to the SNWIB for the Workforce Investment Act Adults and Dislocated Workers Services for Ex-Offenders RFP. The City requested \$530,000 to augment the ex-offender component of the Department of Labor Earmark program referred to as EVOLVE. The City was notified on February 26, 2002 that the proposal was approved. The grant period is March 1, 2003 through June 30, 2004, with a possible no-cost extension. Four grant funded CEA positions are required and will need to be recruited and hired. The positions are contingent on continued funding.

RECOMMENDATION:

It is recommended that the City Council accept the SNWIB grant award, approve the Mayor to execute the contract and direct Neighborhood Services staff to draft the necessary Memorandum of Understandings or agreements for council approval.

BACKUP DOCUMENTATION:

1. Adult and Dislocated Worker- Ex Offenders Contract Award
2. Workforce Investment Act, Title I Adult and Dislocated Worker Program (PY-02)

MOTION:

REESE – APPROVED Items 4-39, 41-44, 46-49, and 51 – UNANIMOUS with MACK abstaining on Item 13 because it involves Courtesy Automotive, owned by JOSEPH SCALA, with whom he has an unrelated business relationship, and M. McDONALD abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

Items 40 & 45: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of Interlocal Contract #434 between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada for a roadway improvement project at Industrial Arterial, Sahara Avenue to Wyoming Avenue (\$350,000 - Regional Transportation Commission of Southern Nevada) - Ward 1 (M. McDonald)

Fiscal Impact

☐

No Impact

Amount: \$350,000

☒

Budget Funds Available

Dept./Division: Public Works/City Engineer

☐

Augmentation Required

Funding Source: RTC

PURPOSE/BACKGROUND:

Interlocal Contract #434 between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada applies to design and right-of-way costs for the Industrial Arterial, Sahara Avenue to Wyoming Boulevard. Total cost for this contract shall not exceed \$12,950,000.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Interlocal Contract #434

MOTION:

REESE – APPROVED Items 439, 41-44, 46-49, and 51 – **UNANIMOUS** with **MACK** abstaining on Item 13 because it involves Courtesy Automotive, owned by **JOSEPH SCALA**, with whom he has an unrelated business relationship, and **M. McDONALD** abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

Items 40 & 45: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of Interlocal Contract #435 between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada for a roadway improvement project at Martin L. King, Palomino Lane (north end of Martin L. King/Industrial Connector) to Carey Avenue (\$775,000 - Regional Transportation Commission of Southern Nevada) - Ward 5 (Weekly)

Fiscal Impact

☐

No Impact

Amount: \$775,000

☒

Budget Funds Available

Dept./Division: Public Works/City Engineer

☐

Augmentation Required

Funding Source: RTC

PURPOSE/BACKGROUND:

Interlocal Contract #435 between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada applies to improvements to Martin L. King, Palomino Lane (north end of Martin L. King/Industrial Connector) to Carey Avenue. Total cost for this contract shall not exceed \$775,000.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Interlocal Contract #435

MOTION:

REESE – APPROVED Items 439, 41-44, 46-49, and 51 – **UNANIMOUS** with **MACK** abstaining on Item 13 because it involves Courtesy Automotive, owned by **JOSEPH SCALA**, with whom he has an unrelated business relationship, and **M. McDONALD** abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

Items 40 & 45: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PUBLIC WORKS**DIRECTOR: RICHARD GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of a Third Supplemental Cooperative Agreement #48F between the City of Las Vegas, Clark County and the Regional Transportation Commission of Southern Nevada to close the Lake Mead II - Winwood Street to US 95 roadway improvement project - Wards 5 and 6 (Weekly and Mack)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:** Public Works/City Engineer☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The Third Supplemental Cooperative Agreement # 48F between the City of Las Vegas, Clark County and the Regional Transportation Commission of Southern Nevada will close the Lake Mead II - Winwood Street to US 95 roadway improvement project. The total cost for this project was \$1,747,838.47.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Third Supplemental Cooperative Agreement #48F

MOTION:

REESE – APPROVED Items 4-39, 41-44, 46-49, and 51 – **UNANIMOUS** with **MACK** abstaining on Item 13 because it involves Courtesy Automotive, owned by **JOSEPH SCALA**, with whom he has an unrelated business relationship, and **M. McDONALD** abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

Items 40 & 45: **APPROVED** under separate actions (see individual items)

Item 50: **STRICKEN** under separate action (see individual item)

NOTE: COUNCILMAN MACK disclosed that Item 27 involves a portion of Lake Mead, where his brother, STEVEN MACK, has a SuperPawn shop, and Item 30 relates to a section of Sahara Avenue, where DENNIS BEDFORD, a client of MK², with whom he is affiliated, has his office. Since he has not spoken with either party regarding the aforementioned items, he would be voting, as he does not believe the businesses would be affected.

MINUTES:

There was no further discussion.

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval to appraise and purchase or condemn right-of-way parcels for the Montecito Parkway Project between Centennial Parkway and Elkhorn Road (\$375,000 - City Special Improvement District) - Ward 6 (Mack)

Fiscal Impact

☐

No Impact

Amount: \$375,000

☒

Budget Funds Available

Dept./Division: Public Works/City Engineer

☐

Augmentation Required

Funding Source: City SID

PURPOSE/BACKGROUND:

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 439, 41-44, 46-49, and 51 – **UNANIMOUS** with **MACK** abstaining on Item 13 because it involves Courtesy Automotive, owned by **JOSEPH SCALA**, with whom he has an unrelated business relationship, and **M. McDONALD** abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

Items 40 & 45: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PUBLIC WORKS**DIRECTOR: RICHARD GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - Acclaim Materials Testing and Inspections, LLP on behalf of Chad Owens Smith and Karen Kuhn, owners (south of Lone Mountain Road, west of Cimarron Road, APN 138-04-103-003) - County (near Ward 4-Brown)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:** Public Works/City Engineer☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

This request is to connect a single family dwelling located south of Lone Mountain Road, west of Cimarron Road. The owners propose to connect to an existing 8" sewer line located in Sherman Oaks Avenue. The Planning Department has determined the project does conform to the City's General Plan for the area; there is sufficient capacity in the City Sanitary Sewer. The applicants have signed a "Sewer Connection Agreement". This property is within the Clark County Interlocal Annexation Exceptions area and cannot be annexed to the City.

RECOMMENDATION:

Public Works recommends approval subject to conformance with all City codes and departmental standards and off-site improvements.

BACKUP DOCUMENTATION:

Agenda memo

MOTION:

REESE – APPROVED Items 439, 41-44, 46-49, and 51 – UNANIMOUS with MACK abstaining on Item 13 because it involves Courtesy Automotive, owned by JOSEPH SCALA, with whom he has an unrelated business relationship, and M. McDONALD abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

Items 40 & 45: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PUBLIC WORKS**DIRECTOR: RICHARD GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of Amendment No. 2 to Highway Agreement No. P450-99-010 with the Nevada Department of Transportation which will allow them to design and construct road improvements at the Sahara Avenue - Teddy Drive intersection utilizing State funds - Ward 1 (M. McDonald)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:** Public Works/City Engineer☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

This agreement is necessary to delineate City of Las Vegas and NDOT responsibilities in regards to the design, right-of-way acquisition, and construction of road improvements at the Sahara Avenue/ Teddy Drive intersection. Funding for right-of-way acquisition was provided for in the previous agreements.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Amendment No. 2 to Highway Agreement No. P450-99-010

MOTION:

REESE – APPROVED Items 4-39, 41-44, 46-49, and 51 – **UNANIMOUS** with **MACK** abstaining on Item 13 because it involves Courtesy Automotive, owned by **JOSEPH SCALA**, with whom he has an unrelated business relationship, and **M. McDONALD** abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

Items 40 & 45: **APPROVED under separate actions** (see individual items)

Item 50: **STRICKEN under separate action** (see individual item)

NOTE: COUNCILMAN MACK disclosed that Item 27 involves a portion of Lake Mead, where his brother, STEVEN MACK, has a SuperPawn shop, and Item 30 relates to a section of Sahara Avenue, where DENNIS BEDFORD, a client of MK², with whom he is affiliated, has his office. Since he has not spoken with either party regarding the aforementioned items, he would be voting, as he does not believe the businesses would be affected.

MINUTES:

There was no further discussion.

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of an Engineering Design Services Agreement with Orth-Rodgers Associates, Inc. for miscellaneous design engineering services (\$250,000 - City of Las Vegas, Regional Transportation Commission, Clark County Regional Flood Control District) - All Wards

Fiscal Impact

☐

No Impact

Amount: \$250,000

☒

Budget Funds Available

Dept./Division: Public Works/City Engineer

☐

Augmentation Required

Funding Source: CLV, RTC, CCRFCD

PURPOSE/BACKGROUND:

The purpose of this agreement is for City Engineer Division staff to procure on-call miscellaneous design engineering services for minor design projects.

RECOMMENDATION:

Approval

BACKUP DOCUMENTATION:

Engineering Design Services Agreement

MOTION:

REESE – APPROVED Items 439, 41-44, 46-49, and 51 – **UNANIMOUS** with **MACK** abstaining on Item 13 because it involves Courtesy Automotive, owned by **JOSEPH SCALA**, with whom he has an unrelated business relationship, and **M. McDONALD** abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

Items 40 & 45: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PUBLIC WORKS**DIRECTOR: RICHARD GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

Approval of the City of Las Vegas portion of the Clean Water Coalition FY 2003-2004 Annual Operating and Capital budget for the Systems Conveyance and Operations Program, not to include previously approved capital budget items for professional service contracts (\$2,117,000 - Sanitation Fund) - Clark County

Fiscal Impact☐**No Impact****Amount:** \$2,117,000☒**Budget Funds Available****Dept./Division:** Public Works/Environmental☐**Augmentation Required****Funding Source:** Sanitation Fund**PURPOSE/BACKGROUND:**

The CWC Annual Operating and Capital Budget estimate for FY 03/04 is \$8,357,900.00. A portion of these costs, totaling \$5,292,500.00, is required to accomplish the preferred alternative early design, public outreach, inventory of water quality issues for Lake Havasu, LCS diffuser concept design and project management for SCOP. The City's participation in these costs, at 40%, based on the approved capacity rights of each member agency is \$2,117,000.00. The remaining \$2,470,440.00 of CWC budget funds have been previously approved and allocated to the Professional Service and Federal Contracts.

RECOMMENDATION:

The Director of Public Works recommends that the City Council approve the City of Las Vegas' portion of the estimated Clean Water Coalition FY 03/04 Annual Operating and Capital Budget for the Systems Conveyance and Operations Program.

BACKUP DOCUMENTATION:

CWC Annual Operating and Capital Budget FY03/04

MOTION:

REESE – APPROVED Items 439, 41-44, 46-49, and 51 – **UNANIMOUS** with **MACK** abstaining on Item 13 because it involves Courtesy Automotive, owned by **JOSEPH SCALA**, with whom he has an unrelated business relationship, and **M. McDONALD** abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

Items 40 & 45: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of the Termination of a Cooperative Agreement to administer Phase IIIA of the Alternative Discharge Study - Clark County

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division: Public Works/Environmental

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The City of Las Vegas, City of Henderson, Clark County Water Reclamation District (CCWRD) and Southern Nevada Water Authority entered into a Cooperative Agreement to administer Phase IIIA of the Alternative Discharge Study in May of 2001. In November of 2002, the Clean Water Coalition (CWC) was formed to complete the Phase IIIA work. On March 20, 2003, the CWC was assigned and assumed the obligations of the CCWRD under the Black and Veatch agreement, therefore negating the necessity for the Cooperative Agreement to remain in effect.

RECOMMENDATION:

The Director of Public Works recommends that the City Council approve this Termination of Cooperative Agreement to administer Phase IIIA of the Alternative Discharge Study.

BACKUP DOCUMENTATION:

1. Termination of Cooperative Agreement
2. Resolution adopting Cooperative Agreement

MOTION:

REESE – APPROVED Items 439, 41-44, 46-49, and 51 – **UNANIMOUS** with **MACK** abstaining on Item 13 because it involves Courtesy Automotive, owned by **JOSEPH SCALA**, with whom he has an unrelated business relationship, and **M. McDONALD** abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

Items 40 & 45: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

Approval of the Termination of a Cooperative Agreement to administer Phase IIIA-EIS of the Alternative Discharge Study - Clark County

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division: Public Works/Environmental

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The City of Las Vegas, City of Henderson, Clark County Water Reclamation District (CCWRD) and Southern Nevada Water Authority entered into a Cooperative Agreement to administer Phase IIIA of the Alternative Discharge Study in May of 2001. In November of 2002, the Clean Water Coalition (CWC) was formed to complete the Phase IIIA-EIS work. On March 20, 2003, the CWC was assigned and assumed the obligations of the CCWRD under the Black and Veatch agreement and the National Park Service Agreement, therefore negating the necessity for the Cooperative Agreement to remain in effect.

RECOMMENDATION:

The Director of Public Works recommends that the City Council approve this Termination of Cooperative Agreement to administer Phase IIIA-EIS of the Alternative Discharge Study.

BACKUP DOCUMENTATION:

1. Termination of Cooperative Agreement
2. Resolution Adopting Cooperative Agreement

MOTION:

REESE – APPROVED Items 439, 41-44, 46-49, and 51 – UNANIMOUS with MACK abstaining on Item 13 because it involves Courtesy Automotive, owned by JOSEPH SCALA, with whom he has an unrelated business relationship, and M. McDONALD abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

Items 40 & 45: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

RESOLUTIONS:

ABEYANCE ITEM - R-51-2003 - Approval of a Resolution establishing a Fee Schedule for LVMC Title 13 and Chapter 11.50 (pertaining to public improvement work and temporary traffic control work)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division: Public Works/City Engineer

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

This Resolution will adopt a fee schedule for public improvement - related work governed by LVMC Title 13 and for temporary traffic control work governed by Chapter 11.50. A number of the fees are new, while others represent increased fees. The fee amounts are consistent with those charged by other area jurisdictions.

*Revenue increase will offset the cost of providing services.

RECOMMENDATION:

It is recommended that the City Council adopt this Resolution and authorize its execution.

BACKUP DOCUMENTATION:

Resolution No. R-51-2003

MOTION:

REESE – APPROVED Items 439, 41-44, 46-49, and 51 – **UNANIMOUS** with **MACK** abstaining on Item 13 because it involves Courtesy Automotive, owned by **JOSEPH SCALA**, with whom he has an unrelated business relationship, and **M. McDONALD** abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

Items 40 & 45: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☒

CONSENT

☐

DISCUSSION

SUBJECT:

RESOLUTIONS:

R-58-2003 - Approval of a Resolution directing the Engineer to prepare preliminary plans and an assessment plat for Special Improvement District No. 809 - Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Acquisition, construction and installation of street, sanitary sewer, storm sewer, and water main projects.

RECOMMENDATION:

It is recommended that the City Council adopt this Resolution.

BACKUP DOCUMENTATION:

Resolution No. R-58-2003

MOTION:

REESE – APPROVED Items 439, 41-44, 46-49, and 51 – **UNANIMOUS** with MACK abstaining on Item 13 because it involves Courtesy Automotive, owned by JOSEPH SCALA, with whom he has an unrelated business relationship, and M. McDONALD abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

Items 40 & 45: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☒

CONSENT

☐

DISCUSSION

SUBJECT:

RESOLUTIONS:

R-59-2003 - Approval of a Resolution directing the Engineer to prepare full and detailed plans, cost estimates and an assessment plat for Special Improvement District No. 809 - Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Acquisition, construction and installation of street, sanitary sewer, storm sewer, and water main projects.

RECOMMENDATION:

It is recommended that the City Council adopt this Resolution.

BACKUP DOCUMENTATION:

Resolution No. R-59-2003

MOTION:

REESE – APPROVED Items 439, 41-44, 46-49, and 51 – **UNANIMOUS** with MACK abstaining on Item 13 because it involves Courtesy Automotive, owned by JOSEPH SCALA, with whom he has an unrelated business relationship, and M. McDONALD abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

Items 40 & 45: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☒

CONSENT

☐

DISCUSSION

SUBJECT:

RESOLUTIONS:

R-60-2003 - Approval of a Resolution declaring necessity for creating and ordering the preparation of an assessment roll for Special Improvement District No. 809 - Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Acquisition, construction and installation of street, sanitary sewer, storm sewer, and water main projects.

RECOMMENDATION:

It is recommended that the City Council adopt this Resolution.

BACKUP DOCUMENTATION:

Resolution No. R-60-2003

MOTION:

REESE – APPROVED Items 439, 41-44, 46-49, and 51 – **UNANIMOUS** with MACK abstaining on Item 13 because it involves Courtesy Automotive, owned by JOSEPH SCALA, with whom he has an unrelated business relationship, and M. McDONALD abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

Items 40 & 45: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☒

CONSENT

☐

DISCUSSION

SUBJECT:

RESOLUTIONS:

R-61-2003 - Approval of a Resolution validating and confirming the assessment roll for Special Improvement District No. 809 - Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Acquisition, construction and installation of street, sanitary sewer, storm sewer, and water main projects.

RECOMMENDATION:

It is recommended that the City Council adopt this Resolution.

BACKUP DOCUMENTATION:

Resolution No. R-61-2003

MOTION:

REESE – APPROVED Items 439, 41-44, 46-49, and 51 – **UNANIMOUS** with MACK abstaining on Item 13 because it involves Courtesy Automotive, owned by JOSEPH SCALA, with whom he has an unrelated business relationship, and M. McDONALD abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

Items 40 & 45: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: CITY ATTORNEY**DIRECTOR: BRADFORD R. JERBIC**☒**CONSENT**☐**DISCUSSION****SUBJECT:****RESOLUTIONS:**

R-62-2003 - Approval of a Resolution overruling complaints, protests, and objections and confirming the final assessment roll for Special Improvement District No. 1485 - Alta Drive (Landscape Maintenance FY2004) (\$38,736.00 - Capital Projects Fund - Special Assessments) - Ward 1 (M. McDonald)

Fiscal Impact☐**No Impact****Amount:** \$38,736.00☒**Budget Funds Available****Dept./Division:** Public Works/SID☐**Augmentation Required****Funding Source:** Capital Projects Fund - Special Assessments**PURPOSE/BACKGROUND:**

This resolution disposes of protests and confirms the final assessment roll for the annual maintenance costs of street beautification improvements along Alta Drive from Rancho Drive to approximately 275 feet west of Lacy Lane. The fiscal amount reflects the maintenance costs from July, 2003 through June, 2004.

RECOMMENDATION:

It is recommended that the City Council adopt this Resolution.

BACKUP DOCUMENTATION:

Resolution No. R-62-2003

MOTION:

M. McDONALD – APPROVED as recommended – UNANIMOUS

MINUTES:

Under Item 4, COUNCILMAN McDONALD requested this matter be pulled from the Consent Agenda for discussion so that he could clarify some concerns which some residents in the area have approached him with. In 1996 the Council and County Commission decided, with the expansion of US-95, to expand Rancho, Alta, and Martin Luther King Boulevard and connect that into the backdoor of Industrial to create a backdoor to Las Vegas Boulevard. The expansion of US-95 has been ripping Ward 1 apart for many years due to the expansion of the Northwest.

CITY COUNCIL MEETING OF APRIL 16, 2003

Consent – Resolutions

Item 40 – R-62-2003

MINUTES – Continued:

Consequently, many residents of the Alta neighborhood approached him about their desires to beautify Alta Drive, which resulted in the creation of an SID for landscaping, lighting, and sidewalks, to be paid by the residents. The County Commissioner for the area then pledged to donate \$1 million to help stop the westbound cut-through traffic on Alta.

Numerous meetings were held with City and County elected officials and the residents. The problem now is that much of the information has been distorted by the media and the residents feel slighted because they are doing their part in paying for the SID. COUNCILMAN McDONALD clarified that City of Las Vegas funds paid for the paving on Alta, which is no different than road repairs in any other neighborhood in the City of Las Vegas. The balance was paid for with contributions from the County and the residents.

STEPHEN QUINN, Vice Chair of the Planning Commission, commented that his wife requested that sidewalks be put in the Alta neighborhood long before COUNCILMAN McDONALD was elected to office so that the kids would not have to walk on the street to and from school. Four years ago, on 10/31/1999, his children were walking home from Our Lady of Las Vegas Catholic Church and were run over by a lady driving over 40 miles an hour. His children were severely injured, one of them almost had to have his leg amputated. Since that time sidewalks have been installed and they have made the neighborhood safer for the children and have beautified it. MR. QUINN thanked the entire Council for the improvements they approved on Alta Drive.

TODD FARLOW, 240 N. 19th Street, thanked the Alta neighborhood for the wonderful job they did in beautifying the neighborhood. He especially likes the meandering sidewalks.

SUSAN OQUIST appeared representing residents that live on streets behind Alta Drive. She recognized the wonderful improvements that have been done on East Alta Drive, but requested that West Alta also be beautified, because it is important to slow down the traffic to make it safer for the children trying to cross Alta to E. W. Griffith. There are also a lot of seniors that reside in the area. COUNCILMAN McDONALD advised MS. OQUIST that City staff is already looking into installing curve extenders on West Alta.

BETTY CRAIG, resident on West Alta Drive, requested that the improvements on East Alta also be done on West Alta.

ELDA DECKER said that slowing down traffic on Alta is a priority to her. She does not live on Alta, but the improvements on East Alta have made it easier to get out onto Alta to exit the area. She expressed her appreciation to the Council for recognizing that the older neighborhoods are just as important as the new ones.

CITY COUNCIL MEETING OF APRIL 16, 2003

Consent – Resolutions

Item 40 – R-62-2003

MINUTES – Continued:

TOM McGOWAN, Las Vegas resident, said it was a pleasure to join those that commend and give credit where it is due. Any lifesaving effort is worthwhile.

There was no further discussion.

(9:30 – 9:33/9:33 – 9:44)

1-848/1-1054

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PUBLIC WORKS**DIRECTOR: RICHARD GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:****RESOLUTIONS:**

R-63-2003 - Approval of a Resolution Amending Schedule 25-II, 35 MPH Speed Limits, to Change the Speed Limit on Alexander Road from 1500 Feet West of Tenaya Way to 750 Feet West of US 95 from 25 to 35 MPH - Wards 4 and 6 (Brown and Mack)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:** Public Works/Traffic Eng☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The City received a request to change the speed limit on Alexander Road from 1500 feet west of Tenaya Way to 750 feet west of US 95. Alexander Road east and west of this section of roadway is posted 35 mph. Alexander Road will soon be fully improved in this section. Traffic studies showed that the 85th percentile speed was 35 mph and the volume of traffic was 4094 vehicles per day. Staff would like to raise the speed limit to 35 mph for continuity and because traffic studies indicate 35 mph is appropriate.

RECOMMENDATION:

Traffic and Parking Commission: Approval

Staff: Approval

BACKUP DOCUMENTATION:

1. Map
2. Resolution No. R-63-2003

MOTION:

REESE – APPROVED Items 439, 41-44, 46-49, and 51 – **UNANIMOUS** with **MACK** abstaining on Item 13 because it involves Courtesy Automotive, owned by **JOSEPH SCALA**, with whom he has an unrelated business relationship, and **M. McDONALD** abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

Items 40 & 45: **APPROVED** under separate actions (see individual items)

Item 50: **STRICKEN** under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

RESOLUTIONS:

R-64-2003 - Approval of a Resolution Amending Schedule 25-II, 35 MPH Speed Limits, to Change the Speed Limit on Tropical Parkway from Tenaya Way to Decatur Boulevard from 25 to 35 MPH - Ward 6 (Mack)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division: Public Works/Traffic Eng

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Traffic studies conducted on Tropical Parkway from Tenaya Way to Decatur Boulevard showed that the 85th percentile speed was 47 mph and the volume of traffic was 3443 vehicles per day. Staff would like to raise the speed limit from 25 to 35 mph because homes front Tropical Parkway and the right-of-way is only 80 feet. Portions of this roadway fall within Clark County's jurisdiction; Clark County concurs with the 35 mph speed limit.

RECOMMENDATION:

Traffic and Parking Commission: Approval
Staff: Approval

BACKUP DOCUMENTATION:

1. Map
2. Resolution No. R65-2003

MOTION:

REESE – APPROVED Items 439, 41-44, 46-49, and 51 – **UNANIMOUS** with MACK abstaining on Item 13 because it involves Courtesy Automotive, owned by JOSEPH SCALA, with whom he has an unrelated business relationship, and M. McDONALD abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

Items 40 & 45: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

RESOLUTIONS:

R-65-2003 - Approval of a Resolution Amending Schedule 25-II, 35 MPH Speed Limits, to Change the Speed Limit on Cliff Shadows Parkway from the 215 Beltway to Lone Mountain Road from 25 to 35 MPH - Ward 4 (Brown)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division: Public Works/Traffic Eng

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Traffic studies conducted on Cliff Shadows Parkway from the 215 Beltway to Lone Mountain Road showed that the 85th percentile speed was 40 mph and the volume of traffic was 895 vehicles per day. Staff would like to raise the speed limit on this section of Cliff Shadows Parkway from 25 to 35 mph because the traffic studies showed that the 35 mph speed limit is appropriate.

RECOMMENDATION:

Traffic and Parking Commission: Approval
Staff: Approval

BACKUP DOCUMENTATION:

1. Map
2. Resolution No. R-65-2003

MOTION:

REESE – APPROVED Items 439, 41-44, 46-49, and 51 – **UNANIMOUS** with **MACK** abstaining on Item 13 because it involves Courtesy Automotive, owned by **JOSEPH SCALA**, with whom he has an unrelated business relationship, and **M. McDONALD** abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

Items 40 & 45: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

There was no related discussion.

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES**DIRECTOR: MARK R. VINCENT**☒**CONSENT**☐**DISCUSSION****SUBJECT:****RESOLUTIONS:**

R-66-2003 - Approval of a resolution of intent to issue Economic Development Revenue Bonds not to exceed \$15,000,000 to finance the construction of a building to be located on land leased by the Andre Agassi Charter School Development Foundation and fixing the time and place of the public hearing concerning such bonds - Ward 5 (Weekly)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

This 2003 Resolution of Intent to Issue Economic Development Bonds proposes the issuance of, and fixes the time and place of a public hearing for, and authorizes the publication of notices relating to the Economic Development Revenue Bonds to be issued for the purpose of financing and refinancing the acquisition, construction and equipment of a project for the Andre Agassi Charter School Development Foundation. The project will be used as a private coeducational elementary and middle school of the Andre Agassi College Preparatory Academy. These bonds will not represent an indebtedness of the City and will be repaid pursuant to an agreement between the City and the Andre Agassi Charitable Foundation and from moneys drawn from an irrevocable letter of credit.

RECOMMENDATION:

Staff recommends approval.

BACKUP DOCUMENTATION:

Resolution No. R-66-2003

MOTION:

REESE – APPROVED Items 439, 41-44, 46-49, and 51 – **UNANIMOUS** with **MACK** abstaining on Item 13 because it involves Courtesy Automotive, owned by **JOSEPH SCALA**, with whom he has an unrelated business relationship, and **M. McDONALD** abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

Items 40 & 45: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

CITY COUNCIL MEETING OF APRIL 16, 2003

Consent – Resolutions

Item 44 – R-66-2003

MINUTES:

There [was no related discussion.](#)

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PUBLIC WORKS**DIRECTOR: RICHARD GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

REPORT FROM REAL ESTATE COMMITTEE - Councilmen Mack and Weekly

Approval authorizing staff to relinquish a 15 acre Recreation and Public Purpose Lease from the Bureau of Land Management (BLM) commonly known as Parcel Numbers 163-03-302-004, - 005 and -006 located on the northwest corner of O'Bannon Drive and Monte Cristo Way - Ward 1 (M. McDonald)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Staff desires to relinquish this parcel to allow for parcel auction nomination through the BLM's upcoming auction. The parcel was leased to the City as Park Site "D" on December 15, 1999. Staff has identified this parcel as surplus property since existing park land already exists in the area.

RECOMMENDATION:

The 4/14/2003 Real Estate Committee and staff recommend approval

BACKUP DOCUMENTATION:

1. Letter of Relinquishment
2. Site Map

MOTION:

M. McDONALD – APPROVED as recommended UNANIMOUS

MINUTES:

Under Item 4, COUNCILMAN McDONALD requested that this matter be pulled from the Consent Agenda for discussion. He asked if the parcel would be put up for sale at auction and whether there are any entities that want it. JOHN McNELLIS, Deputy Director, Public Works Department, explained that once the City's lease is relinquished, the parcel would revert back to BLM. Staff will work with the Planning Department and put it on the nomination list. COUNCILMAN McDONALD stressed that he will fight with the neighborhood to make sure that the lots are sold for RE development. MR. McNELLIS said that Planning would have the ability to guide land-use requirements on the property.

CITY COUNCIL MEETING OF APRIL 16, 2003

Consent – Real Estate

Item 45 – Approval authorizing staff to relinquish a 15 acre Recreation and Public Purpose Lease from the Bureau of Land Management (BLM) commonly known as Parcel Numbers 163-03-302-004, -005 and -006 located on the northwest corner of O'Bannon Drive and Monte Cristo Way

MINUTES – Continued:

NOTE: COUNCILMAN McDONALD asked MR. McNELLIS to have the buyer work with the City on developing the lots.

There was no further discussion.

(9:30 – 9:33/9:44 – 9:46)

1-848/1-1465

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: DETENTION & ENFORCEMENT

DIRECTOR: MIKE SHELDON

☒

CONSENT

☐

DISCUSSION

SUBJECT:

REPORT FROM REAL ESTATE COMMITTEE - Councilmen Mack and Weekly

Approval of a Third Amendment to Lease Agreement for the Animal Shelter Facility located at 655 North Mojave Road - Ward 3 (Reese)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Council previously approved the Second Amendment to the Animal Care & Shelter Services Agreement on 3/1/00. This Third Amendment limits the City's liability for the purchase amount for the real property improvements in the event of breach of contract.

RECOMMENDATION:

The 4/14/2003 Real Estate Committee and staff recommend approval

BACKUP DOCUMENTATION:

Third Amendment to Lease Agreement for Animal Shelter Facility

MOTION:

REESE – APPROVED Items 439, 41-44, 46-49, and 51 – **UNANIMOUS** with MACK abstaining on Item 13 because it involves Courtesy Automotive, owned by JOSEPH SCALA, with whom he has an unrelated business relationship, and M. McDONALD abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

Items 40 & 45: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

MINUTES:

Under Item 4, COUNCILMAN MACK reported that the Real Estate Committee met and reviewed all the Real Estate items on the Consent Agenda and joins with the recommendation of staff that items 45 through 49 and 51 be approved by the City Council. Item 50 was stricken.

There was no related discussion.

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PUBLIC WORKS**DIRECTOR: RICHARD GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

REPORT FROM REAL ESTATE COMMITTEE - Councilmen Mack and Weekly

Approval designating City-owned property known as Parcel Number 139-25-303-014 located near the northwest corner of Harris and Mojave Avenues as site of the future Fire Station #8 - Ward 3 (Reese)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Fire & Safety (F&S) is in need of replacing the existing Fire Station #8 with a new prototype fire station. Real Estate & Assets (REAM) staff identified this parcel as a potential site to locate the future Fire #8. REAM Mgmt. has discussed the action with F&S, Architectural Svs. & Traffic Eng. in an effort to begin talks to examine site suitability for F&S to continue to provide/maintain the City's services/response time in this area. This action would allow F&S to continue to provide valley residents with essential services in an area located just 0.2 miles from the current Fire Station #8.

RECOMMENDATION:

The 4/14/2003 Real Estate Committee and staff recommend approval

BACKUP DOCUMENTATION:

1. Letter from F&S
2. Letters from Arch Svs.
3. Site Map

MOTION:

REESE – APPROVED Items 439, 41-44, 46-49, and 51 – UNANIMOUS with MACK abstaining on Item 13 because it involves Courtesy Automotive, owned by JOSEPH SCALA, with whom he has an unrelated business relationship, and M. McDONALD abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

Items 40 & 45: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

CITY COUNCIL MEETING OF APRIL 16, 2003

Consent – Real Estate

Item 47 - Approval designating City-owned property known as Parcel Number 139-25-303-014 located near the northwest corner of Harris and Mojave Avenues as site of the future Fire Station #8

MINUTES:

Under Item 4, COUNCILMAN MACK reported that the Real Estate Committee met and reviewed all the Real Estate items on the Consent Agenda and joins with the recommendation of staff that items 45 through 49 and 51 be approved by the City Council. Item 50 was stricken.

There [was no related discussion](#).

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PUBLIC WORKS**DIRECTOR: RICHARD GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:****REPORT FROM REAL ESTATE COMMITTEE - Councilmen Mack and Weekly**

Approval authorizing staff to auction two homes located at 6280 Queen Irene Court and 8680 Azure Drive to the highest qualified buyer(s) - Ward 6 (Mack)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

In 2000, staff acquired five homes in this area in anticipation of the Durango "S" Curve road alignment. In preparation for the upcoming road construction, staff will be auctioning the homes acquired and retain the land for road alignment usage. The highest qualified buyer(s) will be required to hold title to vacant land on which to place the home and must have funds to purchase, dismantle, and move the home(s) using licensed contractors. Any incoming funds (less closing costs) will be applied towards Road Projects/Rights-of-Way acquisition.

RECOMMENDATION:

The 4/14/2003 Real Estate Committee and staff recommend approval of the auction of these properties, and authorization of staff to execute all the additional documents necessary to advertise and conduct the auction

BACKUP DOCUMENTATION:

Site Map

MOTION:

REESE – APPROVED Items 439, 41-44, 46-49, and 51 – **UNANIMOUS** with **MACK** abstaining on Item 13 because it involves Courtesy Automotive, owned by **JOSEPH SCALA**, with whom he has an unrelated business relationship, and **M. McDONALD** abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

Items 40 & 45: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

CITY COUNCIL MEETING OF APRIL 16, 2003

Consent – Real Estate

Item 48 – Approval authorizing staff to auction two homes located at 6280 Queen Irene Court and 8680 Azure Drive to the highest qualified buyers(s)

MINUTES:

Under Item 4, COUNCILMAN MACK reported that the Real Estate Committee met and reviewed all the Real Estate items on the Consent Agenda and joins with the recommendation of staff that items 45 through 49 and 51 be approved by the City Council. Item 50 was stricken.

There [was no related discussion](#).

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PUBLIC WORKS**DIRECTOR: RICHARD GOECKE**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

REPORT FROM REAL ESTATE COMMITTEE - Councilmen Mack and Weekly

Approval of a Lease Agreement with Paintball Adventure for an outdoor paintball field operation to be located at the southwest corner of Cheyenne Avenue and Tenaya Way (\$1,500 monthly income - Real Estate/Flood Control/Parks) - Ward 4 (Brown)

Fiscal Impact☐**No Impact****Amount:** \$1,500 monthly income☐**Budget Funds Available****Dept./Division:** Public Works☐**Augmentation Required****Funding Source:** Real Estate/Flood Control/Parks**PURPOSE/BACKGROUND:**

Staff received approval to enter into negotiations with Paintball Adventure on 2/5/03 to lease approximately 2.0 acres of vacant land within Doc Romeo Park and a detention basin. The paintball games are thought of as another sporting activity to be offered within the park area to the public. Paintball games are now considered the third largest public sport in the U.S. In conjunction w/Flood Control staff of Public Works, we have agreed to this Lease, which can be canceled upon providing a 30-day notice.

RECOMMENDATION:

The 4/14/2003 Real Estate Committee and staff recommend approval

BACKUP DOCUMENTATION:

Lease Agreement

MOTION:

REESE – APPROVED Items 439, 41-44, 46-49, and 51 – **UNANIMOUS** with MACK abstaining on Item 13 because it involves Courtesy Automotive, owned by JOSEPH SCALA, with whom he has an unrelated business relationship, and M. McDONALD abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

Items 40 & 45: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

CITY COUNCIL MEETING OF APRIL 16, 2003

Consent – Real Estate

Item 49 – Approval of a Lease Agreement with Paintball Adventure for an outdoor paintball field operation to be located at the southwest corner of Cheyenne Avenue and Tenaya Way

MINUTES:

Under Item 4, COUNCILMAN MACK reported that the Real Estate Committee met and reviewed all the Real Estate items on the Consent Agenda and joins with the recommendation of staff that items 45 through 49 and 51 be approved by the City Council. Item 50 was stricken.

There [was no related discussion](#).

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PUBLIC WORKS

DIRECTOR: RICHARD GOECKE

☒

CONSENT

☐

DISCUSSION

SUBJECT:

REPORT FROM REAL ESTATE COMMITTEE - Councilmen Mack and Weekly

Approval of a Memorandum of Understanding (MOU) 2003-1 between the City of Las Vegas (City), the Clark County School District (District) and Charleston Heights Community School regarding use of a modular building located at Garside Junior High School, 300 South Torrey Pines Drive - Ward 1 (M. McDonald)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Approval of this MOU will allow the City to provide various recreational programs sponsored by the City for the benefit of the children attending Garside Junior High School.

RECOMMENDATION:

The 4/14/2003 Real Estate Committee struck this item. Staff recommends approval

BACKUP DOCUMENTATION:

MOU 2003-01

MOTION:

REESE – Motion to bring forward and STRIKE Items 50 and 76 and Hold in ABEYANCE Items 55 and 58 to 5/7/2003 – UNANIMOUS

MINUTES:

There was no discussion.

(9:27 – 9:28)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: NEIGHBORHOOD SERVICES**DIRECTOR: SHARON SEGERBLOM**☒**CONSENT**☐**DISCUSSION****SUBJECT:**

REPORT FROM REAL ESTATE COMMITTEE - Councilmen Mack and Weekly

Approval of an additional \$4,000 of Community Development Block Grant (CDBG) funds to augment the \$24,000 of CDBG funds allocated by City Council on February 5, 2003, for a total of \$28,000 for the purchase and installation of a modular trailer at 9th and Bridger to provide food storage space for the Jude 22 Senior Food Bank project currently located on the site - Ward 5 (Weekly)

Fiscal Impact☐**No Impact****Amount:** \$4,000☒**Budget Funds Available****Dept./Division:** Neigh. Svcs./Neigh. Devel.☐**Augmentation Required****Funding Source:** CDBG**PURPOSE/BACKGROUND:**

On February 5, City Council approved funds to purchase a used modular trailer at 9th and Bridger to provide more storage space to Jude 22, a non-profit agency which operates a food bank for seniors. The agency has outgrown the space it currently shares with another non-profit agency. While arranging the purchase and placement of the trailer, additional expenses were identified which included electrical material, meter cost, a wider door, and an extra landing step. In addition, the used modular had been sold necessitating the purchase of new trailer.

RECOMMENDATION:

The 4/14/2003 Real Estate Committee and City Manager recommend approval of the funding augmentation to purchase a new modular trailer and install it on the site.

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED Items 439, 41-44, 46-49, and 51 – **UNANIMOUS** with MACK abstaining on Item 13 because it involves Courtesy Automotive, owned by JOSEPH SCALA, with whom he has an unrelated business relationship, and M. McDONALD abstaining on Item 25 because he has a business relationship with Show Media, who is looking at buying one of the existing billboards in the area

Items 40 & 45: APPROVED under separate actions (see individual items)

Item 50: STRICKEN under separate action (see individual item)

CITY COUNCIL MEETING OF APRIL 16, 2003

Consent – Real Estate

Item 51 - Approval of an additional \$4,000 of Community Development Block Grant (CDBG) funds to augment the \$24,000 of CDBG funds allocated by City Council on February 5, 2003, for a total of \$28,000 for the purchase and installation of a modular trailer at 9th and Bridger to provide food storage space for the Jude 22 Senior Food Bank project currently located on the site

MINUTES:

Under Item 4, COUNCILMAN MACK reported that the Real Estate Committee met and reviewed all the Real Estate items on the Consent Agenda and joins with the recommendation of staff that items 45 through 49 and 51 be approved by the City Council. Item 50 was stricken.

There was no related discussion.

(9:30 – 9:33)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: CITY MANAGER**DIRECTOR: DOUGLAS A. SELBY**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

ADMINISTRATIVE:

Report from the City Manager on emerging issues

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The City Manager (CM) Report will be a vehicle for the City Manager to update the Council on emerging issues that may have an impact on the City of Las Vegas. The CM Report will be a recurring item for every Council meeting. If there are no items for the particular meeting, the City Manager will recommend that the item be stricken.

RECOMMENDATION:

Report only, no action required.

BACKUP DOCUMENTATION:

None

MOTION:

None required. A report was given.

MINUTES:

CITY MANAGER SELBY reported on the following: Two City flags would be flown by the City's adopted military unit in Kuwait, as part of the Americans Supporting Americans program that COUNCILWOMAN McDONALD introduced. Another flag and proclamation went to the Army Reserve Unit with soldiers from Las Vegas, Tucson, and Fresno. CAPTAIN JONATHON COX specifically requested a City flag to fly over their command post. The City was very happy to oblige. Of the 250 soldiers in that company, 145 are from Las Vegas. The City wishes all the overseas troops a speedy and safe return.

The Huntridge Circle Park in Ward 3 is undergoing a \$1.7 million makeover by the City of Las Vegas Public Works Department. The Park is a Las Vegas landmark. By way of an inter-funding agreement between the City and the County, the project is scheduled to commence the week of 4/21/2003 and will take approximately six months to complete. The three-acre site will be getting a grass amphitheater, a shaded outdoor stage, lighting for evening activities, and play areas for children. Access to/from the park will be made easier through traffic control devices. The groundbreaking is scheduled for Monday, 4/21/2003 at 5:30 p.m.

CITY COUNCIL MEETING OF APRIL 16, 2003

Administrative

Item 52 – Report from the City Manager on emerging issues

MINUTES – Continued:

MAYOR GOODMAN questioned if the park will be fenced. COUNCILMAN REESE answered that there will not be a fence, but protective devices will be installed to blend in with the landscaping, such as boulders. The neighbors insisted on a safe neighborhood park, so it will be very safe.

CITY MANAGER SELBY continued and indicated that the City is currently in a drought situation that could become worse. A recent report to the Council by the Southern Nevada Water Authority indicated the severe impacts of water shortage in other parts of the country. The City is going to be impacted in a number of ways, including affordability of water. It is important that the City set an example for the community. Therefore, LARRY HAUGSNESS, Director, Field Operations, was asked to establish a water conservation committee patterned after the successful Energy Conservation Committee, which saved the City more than \$100,000 in energy costs. Hopefully the water conservation committee will be equally successful in conserving water.

CITY MANAGER SELBY noted that that weekend the Fremont Street Experience would be hosting a car show. Approximately 40 Porsche cars would be displayed. The event is gratis in charge.

Regarding the suspected SARS (Severe Acute Respiratory Syndrome) case in Las Vegas, the Clark County Health District reported that they are not overly concerned. This case, like most cases, cannot definitely be confirmed as a SARS case because there are no tests for the virus. The individual who was affected has recovered. Only people that have traveled to Asia and return with a fever are being recommended to seek medical attention. Also, the national security level has been deescalated to yellow, which is considered an elevated awareness of terrorist threats, but the former orange level was a higher threat level.

COUNCILMAN WEEKLY expressed concern about the calls he has received from residents of Bonanza Village who are in fear of losing their homes because they cannot afford the SID (Special Improvement District) that was created for the block wall.

COUNCILMAN McDONALD thanked CITY MANAGER SELBY on the wonderful job that was done in cleaning out the properties on Laurelhurst.

MAYOR GOODMAN asked CITY MANAGER SELBY if he heard any adverse criticism about the City flags flown in Kuwait. CITY MANAGER SELBY answered that he only heard positive remarks. DAVID RIGGLEMAN, Director, Communications, said that the newspaper headline/banner read “Sin City Flag.”

AL GALLEGOS, citizen of Las Vegas, stressed that the wards are in dire need of redistricting.

CITY COUNCIL MEETING OF APRIL 16, 2003

Administrative

Item 52 – Report from the City Manager on emerging issues

MINUTES – Continued:

NOTE: COUNCILMAN WEEKLY directed CITY MANAGER SELBY on the following: 1) put together a notice to be sent to the homeowners explaining the options available for obtaining assistance to pay the SID for the Bonanza Village block wall; 2) put together a notice to be handed out to the business owners along Owens Avenue who are being affected by the road improvements and use his staff if necessary to hand them out; 3) to find out who is responsible for removing tennis shoes that are being thrown on the power lines as a means of marking their gang turf, because they need to be removed no matter who is responsible.

NOTE: COUNCILWOMAN McDONALD stressed that now that the consultants have finished reviewing Neighborhood Services, the recommendations should be made available to the Council. The next review of another department should be scheduled to see if there are any measures that can be taken to save money, especially in these hard economic times. She also asked that an item be placed on the agenda for ratification of the new Administrative Services Director. CITY MANAGER SELBY indicated that staff would check into whether ratification by the Council is necessary, because Administrative Services is considered an office not a department.

NOTE: COUNCILMAN McDONALD directed CITY MANAGER SELBY to look into monitoring the properties that were acquired on Laurelhurst Drive because many of the people who were vacating threw human feces outdoors into the neighborhood. He also asked that consideration be given to relocating the palm trees from the aforementioned properties to one of the parks. CITY MANAGER SELBY indicated that he would share the findings on relocating the trees with COUNCILMAN McDONALD, as it may not be cost effective.

(9:46 – 10:01)

1-1539

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: CITY MANAGER'S OFFICE**DIRECTOR: ELIZABETH FRETWELL** ☐ **CONSENT** ☒ **DISCUSSION****SUBJECT:****ADMINISTRATIVE:**

Report and possible action concerning the status of 2003 legislative issues

Fiscal Impact

<input checked="" type="checkbox"/>	No Impact	Amount:
<input type="checkbox"/>	Budget Funds Available	Dept./Division:
<input type="checkbox"/>	Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

Staff will report on pending legislation of the 2003 Nevada State Legislature.

RECOMMENDATION:

It is recommended that the City Council accept report and direct staff, if necessary.

BACKUP DOCUMENTATION:

None

MOTION:

REESE – Motion to Accept the report – UNANIMOUS

MINUTES:

DEPUTY CITY MANAGER FRETWELL quickly reported on the status of the 2003 State Legislature. About 150 bills that the City was tracking did not make it out of committee, thus reducing the number of bills for the City to audit to about 600 instead of 750. The Legislative Council Bureau and the members of the committees are working feverishly to put together the formal amendments to bills that are being considered and have been amended. More time is being spent on the floor rather than the committees, so more bills will be making the transition from the Assembly to the Senate and vice versa.

None of the tax bills met the deadline, including SB-308, SENATOR WILLIAM RAGGIO's property tax bill. But it is anticipated that many of potential solutions in the bills are still being discussed. As the Senate and the Assembly members move to try to close their budgets out, they will probably consider some of the revenue measures before the end of the session. Staff anticipates that one omnibus bill addressing multiple issues will be come out.

The business community announced its tax proposal the previous week, which would expand the sales tax base to select services, but lowers the rate to 5.25%. Their proposal has drawn some criticism but has stimulated the discussion to broaden the tax base. It will be interesting to see how the sales and service and gross receipts taxes end up.

CITY COUNCIL MEETING OF APRIL 16, 2003

Administrative

Item 53 – Report and possible action concerning the status of 2003 legislative issues

MINUTES – Continued:

The City's AB-135 bill, which is the liens bill, was to be heard that day by the Senate Committee.

COUNCILMAN REESE noted that he spoke with five different legislators the previous week on various issues, and they all made positive comments to him on the delegation from the City of Las Vegas. They are doing a great job and working very hard.

TODD FARLOW, 240 N. 19th Street, inquired about the status of the bill involving water metering in mobile home parks. DEPUTY CITY MANAGER FRETWELL advised him that she would have to research that and get back with him, as MR. FARLOW did not have the bill number.

There was no further discussion.

(10:01 – 10:06)

1-2174

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

Discussion and possible action on Appeal of Work Card Denial: Jose Dennis Medrano-Arriola, 3756 Wynn Road #317, Las Vegas, Nevada 89103

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

BACKUP DOCUMENTATION:

Appellant Letter of Appeal and City Clerk Notification Letter to Appellant

MOTION:

REESE – APPROVED the appeal, thereby granting the work card, site specific and subject to a one-year review, as recommended by the Las Vegas Metropolitan Police Department – **UNANIMOUS**

MINUTES:

The appellant was present.

DETECTIVE STACY RODD, Las Vegas Metropolitan Police Department (Metro), said that he made contact with the employer, who indicated to him that he is willing to hire MR. MEDRANO-ARRIOLA despite his criminal background. DETECTIVE RODD recommended a site-specific work card with a one-year review.

MAYOR GOODMAN asked MR. MEDRANO-ARRIOLA to not let Council down, as this action is giving him a second chance.

There was no further discussion.

(10:06 – 10:08)

1-2384

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

Discussion and possible action on Appeal of Work Card Denial: Fabio Amaro Mejia, 5005 Chambliss Drive, Las Vegas, Nevada 89130

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

RECOMMENDATION:

BACKUP DOCUMENTATION:

Appellant Letter of Appeal and City Clerk Notification Letter to Appellant

MOTION:

REESE – Motion to bring forward and STRIKE Items 50 and 76 and Hold in ABEYANCE Items 55 and 58 to 5/7/2003 – UNANIMOUS

MINUTES:

There was no discussion.

(9:27 – 9:28)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐

CONSENT

☒

DISCUSSION

SUBJECT:

ABEYANCE ITEM - Discussion and possible action regarding a Six Month Review of a Restricted Gaming License for 7 slots subject to approval by the Nevada Gaming Commission, E-T-T, Inc., db at Texaco Star Mart, 9991 West Charleston Blvd., Mixed Nuts Hospitality Group, LLC, Participant in Gaming Revenue, William R. Phillips, Mmbr, Mgr, 100% - Ward 2 (L.B. McDonald)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Discussion and possible action regarding a Six Month Review of a Restricted Gaming License

RECOMMENDATION:

Recommendation to be provided following discussion of this item at the City Council meeting.

BACKUP DOCUMENTATION:

Agenda Memo

MOTION:

REESE – ABEYANCE to 5/7/2003 – UNANIMOUS

MINUTES:

ATTORNEY SONIA VERMEYS, Schreck, Brignone, and Godfrey, appeared on behalf of the applicant.

JIM DiFIORE, Manager, Business Services, requested the matter be held to the 5/7/2003 Council meeting, as he is still reviewing the transcript and in order to bring the additional three related matters before the Council on 5/7/2003.

ATTORNEY VERMEYS concurred with holding the matter.

There was no further discussion.

(10:08 – 10:09)

1-2446

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES**DIRECTOR: MARK R. VINCENT**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Discussion and possible action regarding Change of Business Name and Approval of Officer/Stockholder for a Beer/Wine/Cooler On-sale Liquor License, JJ & DH, Inc., dba From: Hanabi Sushi Bar Japanese Restaurant, To: Tokyoto Sushi & Roll Japanese Restaurant, 1000 South Rampart Blvd., Suite 16, Do Yeun Kim, Dir, Pres, Secy, Treas, 75% - Ward 2 (L.B. McDonald)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Approval of Change of Business Name and Approval of Officer/Stockholder for a Beer/Wine/Cooler On-sale Liquor License

RECOMMENDATION:

Recommend approval

BACKUP DOCUMENTATION:

None

MOTION:

L.B. McDONALD – APPROVED the temporary license, subject to a six-month (10/15/2003) review – UNANIMOUS

MINUTES:

The applicant was present, accompanied by his interpreter, SUNNY HONG, who is certified to interpret Korean to English and vice versa.

JIM DiFIORE, Manager, Business Services, said that the investigative report did not reflect any areas of concern. The business location was originally operated by MR. KIM's brother. The operation changed hands as a matter of transfer of stock ownership. MR. KIM was operating without the Council's approved for suitability. In October, he was cited for operating without a valid license. The matter was heard on 4/2/2003 at Municipal Court, where MR. KIM had to pay a fine of \$280 after pleading guilty. MR. KIM has learned the hard way, and since he has no other blemishes on his record, MR. DiFIORE recommended a temporary license be granted with a six-month review.

CITY COUNCIL MEETING OF APRIL 16, 2003

Finance and Business Services

Item 57 - Discussion and possible action regarding Change of Business Name and Approval of Officer/Stockholder for a Beer/Wine/Cooler On-sale Liquor License, JJ & DH, Inc., dba From: Hanabi Sushi Bar Japanese Restaurant, To: Tokyoto Sushi & Roll Japanese Restaurant, 1000 South Rampart Blvd., Suite 16, Do Yeun Kim, Dir, Pres, Secy, Treas, 75%

MINUTES – Continued:

MAYOR GOODMAN confirmed with MR. KIM, through the interpreter, that he understood the six-month review condition.

There was no further discussion.

(10:09 – 10:14)

1-2525

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐

CONSENT

☒

DISCUSSION

SUBJECT:

Discussion and possible action regarding a Six Month Review of a Psychic Art and Science License, Marisol C. Sanchez, dba Lectura de Cartas Cecilia, 4530 East Charleston Blvd., Booth B-10, Marisol C. Sanchez, 100% - Ward 3 (Reese)

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Discussion and possible action regarding a Six Month Review of a Psychic Art and Science License

RECOMMENDATION:

Recommend approval without further review

BACKUP DOCUMENTATION:

Agenda Memo

MOTION:

REESE – Motion to bring forward and STRIKE Items 50 and 76 and Hold in ABEYANCE Items 55 and 58 to 5/7/2003 – UNANIMOUS

MINUTES:

There was no discussion.

(9:27 – 9:28)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES**DIRECTOR: MARK R. VINCENT**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

ABEYANCE ITEM - Discussion and possible action regarding Temporary Approval of a new Restricted Gaming License for 7 slots subject to approval by the Nevada Gaming Commission, Shoshani and Jarjees, dba Family Food II, 1602 H Street, Salar Shoshani, Ptnr, 50%, Thamer Jarjees, Ptnr, 50% - Ward 5 (Weekly)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Discussion and possible action regarding Temporary Approval of a new Restricted Gaming License

RECOMMENDATION:

Recommendation to be provided following discussion of this item at the City Council meeting.

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Letter from Mssrs. Shoshani & Jarjees
3. Map

MOTION:

WEEKLY – APPROVED the temporary license, subject to a six-month (10/15/2003) review, removal of the payphones, as volunteered by the applicants, the crates, and the banners advertising beer and wine, and curtailing the current loitering – **UNANIMOUS**

MINUTES:

The applicants were present.

JIM DiFIORE, Manager, Business Services, and DETECTIVE STACY RODD, Las Vegas Metropolitan Police Department (Metro), were present. MR. DiFIORE explicated that a meeting was held with the applicants to discuss the City's concerns with the number of calls for service at this location and what may be coming forward with additional gaming for seven slots. Through that meeting, staff realized that some of the calls for service could have been area generated and not necessarily as a result of the way the business is being operated. DETECTIVE RODD and he visited the store the previous week and found that the store is very nice. However, the applicants were fully informed of some of the problems the City has encountered with some of the other convenience stores over the past year and some of the problems that could be generated by gaming.

CITY COUNCIL MEETING OF APRIL 16, 2003

Finance and Business Services

Item 59 – Discussion and possible action regarding Temporary Approval of a new Restricted Gaming License for 7 slots subject to approval by the Nevada Gaming Commission, Shoshani and Jarjees, dba Family Food II, 1602 H Street, Salar Shoshani, Ptnr, 50%

MINUTES – Continued:

Most of the calls for service are 9-1-1 disconnects from the payphones on the property, which the applicants have volunteered to remove if necessary. MR. DiFIORE recommended approval of the temporary license, subject to a six-month review.

DETECTIVE RODD noted that the applicants are more than willing to cooperate with Metro and City staff.

The applicants interjected that intend to remove the payphones.

COUNCILMAN WEEKLY indicated that he has been in the store on several occasions and concurred that the applicants run a good operation. However, he expressed concern about the loitering he has witnessed on the property. People, especially youth, cannot be allowed to just hang around the premise with on-site gaming. COUNCILMAN WEEKLY also expressed concern about the advertisement of beer and wine. The banners look messy, in his opinion. The crates on the premise also serve as places for people to sit and hang around, so he would like those removed.

There [was no further discussion.](#)

(10:14 – 10:22)

1-2774

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES**DIRECTOR: MARK R. VINCENT**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Discussion and possible action regarding Change of Ownership and Business Name for a Beer/Wine/Cooler On-sale Liquor License subject to the provisions of the fire codes and Health Dept. regulations, From: Bertha Ramirez, dba Cordobes, Maria B. Ramirez, 100%, To: Gomez Entertainment, Inc., dba El Tapatio, 235 North Eastern Ave., Suites 130-133, Anabel Gomez, Dir, Pres, Secy, Treas, 100% - Ward 3 (Reese)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

Discussion and possible action regarding Change of Ownership and Business Name for a Beer/Wine/Cooler On-sale Liquor license

RECOMMENDATION:

Recommendation to be provided following discussion of this item at the City Council meeting

BACKUP DOCUMENTATION:

None

MOTION:

REESE – ABEYANCE to 6/18/2003 – UNANIMOUS

MINUTES:

The applicant was present.

JIM DiFIORE, Manager, Business Services, deferred to DETECTIVE STACY RODD, Las Vegas Metropolitan Police Department (Metro), to give a report. DETECTIVE RODD referred to the confidential report, which contained several areas of concern that are serious in nature and involve the operation of the business without a business license. When the previous owner relinquished control of the business, MS. GOMEZ took over the business and operated without a license. Also, many violations were observed at the business while under the operation of MS. GOMEZ: On 1/10/2003, five citations and seven non-compliance notices were issued for various charges. On 3/4/2003, five more citations and four more non-compliance notices were issued. The business, under the direction of MS. GOMEZ, routinely operates outside of the regulations despite enforcement efforts.

CITY COUNCIL MEETING OF APRIL 16, 2003

Finance and Business Services

Item 60 - Discussion and possible action regarding Change of Ownership and Business Name for a Beer/Wine/Cooler On-sale Liquor License subject to the provisions of the fire codes and Health Dept. regulations, From: Bertha Ramirez, dba Cordobes, Maria B. Ramirez, 100%, To: Gomez Entertainment, Inc., dba El Tapatio, 235 North Eastern Ave., Suites 130-133, Anabel Gomez, Dir, Pres, Secy, Treas, 100%

MINUTES – Continued:

Finally, DETECTIVE RODD indicated that Metro is the Council's investigative arm on privileged matters, which assists the Council in determining the suitability of the applicants. The basic fundamental requirement during the investigative process is cooperation, yet MS. GOMEZ has failed to provide critical documentaiton requested by the investigating detective on at least two occasions. The documents in question are necessary to establish source and suitability of the investment funds being utilized. MAYOR GOODMAN interjected and asked if the attorney has not honored the requests. DETECTIVE RODD answered that neither the attorney nor the applicant have agreed to supply the documents requested. In fact the attorney represented that MS. GOMEZ is a cash-carrying person who does not keep any records. The suitability and source of the funds were not established, which is the final area of concern.

ATTORNEY CARLEEN STAR said that she works for ATTORNEY ROBERT NOTT, who originally advised MS. GOMEZ on this application. ATTORNEY NOTT is ill, however, and she had to take over. ATTORNEY STAR indicated that when MS. GOMEZ took over the business, she ran it under the previous owner's license. While an attorney should have handled that transaction, the parties handled the matter. Since then, MS. GOMEZ has sought all the proper licensing. All of the inspections have been done or scheduled. MS. GOMEZ has assured her that everything will be handled properly.

As far as the various violations, they are pending in Municipal Court, and an attorney will be representing MS. GOMEZ. There was some misunderstanding on her part on some of the matters, but she now understands the seriousness of the license, as ATTORNEY NOTT explicated the citations that were issued.

With regard to the documents that allegedly were not provided, ATTORNEY STAR indicated that the GOMEZ family had the financial ability to purchase the restaurant. MAYOR GOODMAN said he is more interested in the requests of Metro being met and given full cooperation. ATTORNEY STAR commented that to her understanding, from speaking to the investigating detective and ATTORNEY NOTT, MS. GOMEZ obtained a nightclub history report from the nightclub her husband had previously owned, which has since been sold, because the cash was taken from that account and used to make the down payment on the purchase of the restaurant. ATTORNEY NOTT faxed that document to the detective early on, but the detective claimed that it was never received. However, ATTORNEY STAR found it in the file and faxed it to the detective on 4/15/2003. ATTORNEY STAR assured the Council that she has the transaciton history showing the cash withdrawal from the account.

CITY COUNCIL MEETING OF APRIL 16, 2003

Finance and Business Services

Item 60 - Discussion and possible action regarding Change of Ownership and Business Name for a Beer/Wine/Cooler On-sale Liquor License subject to the provisions of the fire codes and Health Dept. regulations, From: Bertha Ramirez, dba Cordobes, Maria B. Ramirez, 100%, To: Gomez Entertainment, Inc., dba El Tapatio, 235 North Eastern Ave., Suites 130-133, Anabel Gomez, Dir, Pres, Secy, Treas, 100%

MINUTES – Continued:

COUNCILMAN REESE indicated that he is concerned about the citations and notices that have been issued for this business. He opted to hold the matter in abeyance until some of the issues can be clarified. MR. DiFIORE suggested a 60-day abeyance to allow time to review the requested documentation and to allow adjudication in Municipal Court. During this time the license is non-operational and no alcohol can be served.

ROLANDO LaRUSS, friend of MS. GOMEZ, spoke in defense of MS. GOMEZ and said that much of the problem stems from MS. GOMEZ' husband machismo and him handling all the finances and records. He assured the Council that MS. GOMEZ is a good person and would not deny the authorities anything.

There was no further discussion.

(10:22 – 10:34)

1-3153/2-1

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES**DIRECTOR: MARK R. VINCENT**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

Discussion and possible action regarding a Moratorium on the Issuance of New Licenses and Change of Location to Existing Licenses for massage establishments - All Wards

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:**☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

This item is at the request of Councilman Michael McDonald for approval of a 90 day moratorium on the issuance of massage establishment licenses to allow time for the adoption of an ordinance to require a special use permit for these licenses.

RECOMMENDATION:

None

BACKUP DOCUMENTATION:

None

MOTION:

M. McDONALD – APPROVED a 90-day moratorium – UNANIMOUS with WEEKLY not voting

MINUTES:

JIM DiFIORE, Manager, Business Services, explained that in the spring of 2002 the City Council approved a moratorium on the same issue. Since that time the City has revoked or denied ten massage therapist licenses and two massage establishment licenses, with some pending court adjudication. At that time only the Business Licensing code regulations were addressed. Planning and Business Licensing staff is now seeking Council's direction to determine whether there are any land use concerns.

COUNCILMAN McDONALD indicated that as part of the last redistricting process he inherited several massage businesses along Sahara Avenue. The businesses were well maintained, but now there is a proliferation of these types of businesses throughout the entire City, and many are not abiding by the rules. The Council would like staff to sit down with the industry and arrive at a fair resolution for everybody.

CITY COUNCIL MEETING OF APRIL 16, 2003

Finance and Business Services

Item 61 – Discussion and possible action regarding a Moratorium on the Issuance of New Licenses and Change of Location to Existing Licenses for massage establishments

MINUTES – Continued:

MAYOR GOODMAN said that his only concern in extending the moratorium would be to infringe on anybody's business rights. MR. DiFIORE indicated that there are no pending applications at this time for new establishments or change of location. New applicants filing during the moratorium period would have to abide by any changes.

There was no further discussion.

(10:34 – 10:38)

2-126

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: NEIGHBORHOOD SERVICES**DIRECTOR:** SHARON SEGERBLOM ☐ **CONSENT** ☒ **DISCUSSION****SUBJECT:**

Discussion and possible action regarding the creation of a tenant based rental assistance program to provide rental assistance and utility payments to homeless families and individuals to be funded through \$300,000 of federal HOME funds and administered by Help of Southern Nevada - All Wards

Fiscal Impact

<input type="checkbox"/>	No Impact	Amount: \$300,000
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division: Neigh. Svcs./Neigh. Devel.
<input type="checkbox"/>	Augmentation Required	Funding Source: HOME

PURPOSE/BACKGROUND:

City Council desires to help alleviate the valley-wide homeless problem by providing the homeless with rent payment assistance and utility services payments while they obtain skills, resources and other assets to maintain self-sufficiency. Help of Southern Nevada currently operates a rental assistance program complete with a computerized database program for tracking participants and could assimilate a homeless-specific rental assistance program with immediate implementation.

RECOMMENDATION:

The City Manager recommends that the City Council approve the creation of a tenant based rental assistance program for the homeless administered by Help of Southern Nevada, and authorizes the Mayor to execute the agreement once approved by the City Attorney.

BACKUP DOCUMENTATION:

None

MOTION:

REESE – APPROVED as recommended – UNANIMOUS

MINUTES:

SHARON SEGERBLOM, Director, Neighborhood Services Department, said that approval of the proposed matter would allocate \$300,000 to a tenant-based rental assistance program geared toward homeless families and individuals to obtain stable housing until they become self-sufficient. It is a measure that HUD (Housing and Urban Development) is advocating with a new trend that looks towards housing as opposed to just shelter.

MAYOR GOODMAN asked if this involves a first home program. MS. SEGERBLOM answered that it is not for first home, but it is a first step for the City in trying to eventually adopt that. The intent is not only to provide stable housing, but also to try to stabilize people that are on the verge of becoming homeless.

CITY COUNCIL MEETING OF APRIL 16, 2003

Neighborhood Services

Item 62 – Discussion and possible action regarding the creation of a tenant based rental assistance program to provide rental assistance and utility payments to homeless families and individuals to be funded through \$300,000 of federal HOME funds and administered by Help of Southern Nevada

MINUTES – Continued:

The program is going to be administered by Help of Southern Nevada, who currently administers a rental assistance program through the use of a computerized tracking system to measure the success of the program.

The program reflects the Council's strategy to assist the homeless to a better life. It is anticipated that the intake of the first clients will begin within the next 60 days. Staff recommends approval of the allocation of the funds.

MS. SEGERBLOM noted that if the program were successful, staff would like to work with other non-profit agencies to provide stabilized housing that is decentralized and is not a shelter.

COUNCILMAN WEEKLY commented that he received an email from LINDA LARENDOL about this project. She raised a valid point as far as partnering with any providers, because she indicated that a similar project already exists and it is not very accessible. MS. SEGERBLOM commented that that program is highly bureaucratic. The City intends to keep its program on a smaller scale and one that hopefully will be utilized by every shelter until they can offer their own. The problem now is that Help of Southern Nevada does not have a lot of money and when people become self-sufficient they often have a difficult time doing that or keeping a job because they do not have a stable place to live. She committed to tracking the City's program and coming back to the Council with a report within three months.

COUNCILMAN WEEKLY asked if the program would be offered to women who have been victims of domestic violence. MS. SEGERBLOM said that domestic violence victims could use the program. Staff will put together some information for COUNCILMAN WEEKLY to disseminate to let women know that it is available. She reiterated that the program is not just for people who are homeless, but also for those on the verge of becoming homeless.

MAYOR GOODMAN felt that the City has been vilified as a City who is hard towards the homeless. The record will now reflect that no governmental entity in the Valley has been as progressive in trying to help the homeless. He is tired of the way the media has portrayed the City in the public eye on the homeless issue. He is not going to tolerate it during his next term as Mayor. COUNCILMAN REESE shared the sentiments of the Mayor.

There was no further discussion.

(10:38 – 10:45)

2-227

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: CITY CLERK

DIRECTOR: BARBARA JO (RONI) RONEMUS ☐ **CONSENT** ☒ **DISCUSSION**

SUBJECT:

BOARDS & COMMISSIONS:

ABEYANCE ITEM - HISTORIC PRESERVATION COMMISSION – Cathie Kelly, Term
Expiration 3/6/2003

Fiscal Impact

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

The Historic Preservation Commission is comprised of members filling nine different categories. Ms. Kelly represents Category 5, a “Representative of a Recognized Local Historic Preservation Association or Historic Preservation Interest Group” member. Ms. Kelly has served the maximum number of terms and is therefore not eligible for reappointment. At the Council Meeting of April 2, 2003, this item was abeyed to April 16, 2003.

RECOMMENDATION:

Procedure for this Commission requires appointment by the City Council. Options are:
Appoint a new member to fill Ms. Kelly’s seat, Category 5

BACKUP DOCUMENTATION:

Current listing and Authority-Historic Preservation Committee

MOTION:

M. McDONALD – ABEYANCE to 5/21/2003 – UNANIMOUS

MINUTES:

COUNCILMAN McDONALD requested the matter be held, as the person he was considering is no longer interested in serving.

There was no further discussion.

(10:45 – 10:46)

2-463

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: CITY CLERK**DIRECTOR:** BARBARA JO (RONI) RONEMUS ☐ **CONSENT** ☒ **DISCUSSION****SUBJECT:****BOARDS & COMMISSIONS:**

Discussion and possible action on the Appointment and Reappointment of Members to the Neighborhood Partners Fund Board for Fiscal Year 2004

Fiscal Impact

<input checked="" type="checkbox"/>	No Impact	Amount:
<input type="checkbox"/>	Budget Funds Available	Dept./Division:
<input type="checkbox"/>	Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

The Neighborhood Partners Fund Board consists of 13 members and was created to review Neighborhood Partners Fund applications and recommend awards to the City Council. It is designed to assist citizens in improving the quality of life for City of Las Vegas neighborhoods and directly responds to one of the City Council's priorities established in accordance with the City of Las Vegas Strategic Plan 2005: To Enhance the Quality of Life through Revitalization of Established Neighborhoods. This Board is being reconvened to review these applications and select the recipients for FY 2004. Each member's term will expire April 30 of each year.

RECOMMENDATION:

Procedure for this Board is appointment by Mayor and each member of Council. The Department of Neighborhood Services recommends the following reappointments:

Mayor or his designee – Elena Perez; Ward 1 Staff Designee – Doug Rankin; Ward 2 Staff Designee – Trina Robinson; Ward 3 Staff Designee – Loretta Arrington; Ward 4 Neighborhood Representative – Tony Bruges; Ward 5 Staff Designee – Kelly Benavidez; Ward 5 Neighborhood Representative – Tyrone Thompson; Ward 6 Neighborhood Representative – Debbie Kinsora

And the following new appointments:

Ward 1 Neighborhood Representative – Bob Goldstein; Ward 2 Neighborhood Representative – Charles Desiderio; Ward 3 Neighborhood Representative – Allen Jacobsen; Ward 4 Staff Designee – Darcy Hayes; Ward 6 Staff Designee – Lisa Campbell

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Memo to City Clerk
3. Current Listing and Authority

CITY COUNCIL MEETING OF APRIL 16, 2003
Boards and Commissions
Item 64 – Neighborhood Partners Fund Board

MOTION:

**REESE – APPROVED the appointments and reappointments as recommended –
UNANIMOUS**

MINUTES:

SHARON SEGERBLOM, Director, and MARIA CASTILLO-COUCH of Neighborhood Services were present.

There was no discussion.

(10:46 – 10:47)

2-482

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:

Bill No. 2002-143 – Permits restricted gaming at supper club business establishments. Proposed by Mark Vincent, Director, Finance and Business Services

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

This bill will permit supper club business establishments to have slot machines. A maximum of ten slot machines will be permitted in establishments having at least five thousand square feet of usable floor space. Not more than five slot machines will be permitted in establishments having less than five thousand square feet of usable floor space.

RECOMMENDATION:

FORWARDED to Full Council at the 4/16/2003 Council meeting with no recommendation pursuant to the 3/31/2003 Recommending Committee.

First Reading – 12/18/2002; First Publication – 4/4/2003

BACKUP DOCUMENTATION:

Bill No. 2002-143

MOTION:

WEEKLY – STRIKE – UNANIMOUS with MACK abstaining because of the potential impact to Timbers Bar and Grills, owned by his brother-in-law, ANDREW DONNER

MINUTES:

NOTE: A Verbatim Transcript is made a part of the Final Minutes.

APPEARANCES:

JIM DiFIORE, Manager, Business Services

BOB OLSON, Attorney, Beckley Singleton

RON DRAKE, President, Nevada Taverns Association

GLORIA and JERRY PETERMAN, owners of Gloria's II

TOM McGOWAN, Las Vegas resident

CITY COUNCIL MEETING OF APRIL 16, 2003
Recommending Committee
Item 65 – Bill No. 2003-27

MINUTES – Continued:

APPEARANCES:

TODD FARLOW, 240 N. 19th Street

BOB BONNER, Torrey Pines Pub

DOROTHY LAMUNYON, Gabe's Bar, 1622 Las Vegas Boulevard North

PAMELA HUFF, Lake Mead Tavern

TOM AMICK, 3800 Howard Hughes Parkway, on behalf of Houlihan's

BILL WELTER, Buffalo Wild Wings

NOTE: COUNCILMAN BROWN directed MR. DiFIORE to provide a report showing comparisons to the other entities in the Valley regarding taverns versus supper clubs and further provide him with some type of comparison regarding the impact of the five machines on those businesses in the other entities, as well as other comparisons regarding consumption, seating, food sales, and distance separations.

(10:47 – 11:19)

2-517

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:

Bill No. 2003-27 – Annexation No. ANX-1069 – Property location: On the southeast corner of Hualapai Way and Grand Teton Drive; Petitioned by: Beazer Homes Holding Corporation; Acreage: 2.45 acres; Zoned: R-E (County zoning), U (PCD) (City equivalent). Sponsored by: Councilman Michael Mack

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The proposed ordinance annexes certain real property generally located on the southeast corner of Hualapai Way and Grand Teton Drive. The annexation is at the request of the property owner. The annexation process has now been completed in accordance with the NRS and the final date of annexation (April 25, 2003) is set by this ordinance.

RECOMMENDATION:

ADOPTION at 4/16/2003 City Council meeting pursuant to the 3/31/2003 Recommending Committee.

First Reading – 3/19/2003; First Publication – 4/4/2003

BACKUP DOCUMENTATION:

Bill No. 2003-27 and Location Map

MOTION:

WEEKLY - Second Reading and BILL ADOPTED as recommended as Ordinance No. 5587 - UNANIMOUS

Clerk to proceed with second publication

MINUTES:

There was no discussion

(11:19 – 11:20)

2-1697

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:

Bill No. 2003-28 – Annexation No. ANX-1343 – Property location: On the south side of Corbett Street, east and west of Bronco Street; Petitioned by: Bronco/Corbett LLC; Acreage: 4.54 acres; Zoned: R-E (County zoning), U (R) (City equivalent). Sponsored by: Councilman Michael Mack

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The proposed ordinance annexes certain real property generally located on the south side of Corbett Street, east and west of Bronco Street. The annexation is at the request of the property owner. The annexation process has now been completed in accordance with the NRS and the final date of annexation (April 25, 2003) is set by this ordinance.

RECOMMENDATION:

ADOPTION at 4/16/2003 City Council meeting pursuant to the 3/31/2003 Recommending Committee.

First Reading – 3/19/2003; First Publication – 4/4/2003

BACKUP DOCUMENTATION:

Bill No. 2003-28 and Location Map

MOTION:

WEEKLY - Second Reading and BILL ADOPTED as recommended as Ordinance No. 5588 - UNANIMOUS

Clerk to proceed with second publication

MINUTES:

There was no discussion

(11:20 – 11:21)

2-1720

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:

Bill No. 2003-29 – Allows the uses “Recreational Vehicle and Boat Storage” and “Mini-warehouse” by means of special use permit in the N-S Zoning District. Sponsored by: Councilman Larry Brown

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The City’s zoning regulations currently do not allow the uses “Recreational Vehicle and Boat Storage” and “Mini-warehouse” in the N-S Zoning District. This bill will allow those uses in the N-S District by means of special use permit, subject to certain minimum conditions to minimize their impact.

RECOMMENDATION:

ADOPTION at 4/16/2003 City Council meeting pursuant to the 3/31/2003 Recommending Committee.

First Reading – 3/19/2003; First Publication – 4/4/2003

BACKUP DOCUMENTATION:

Bill No. 2003-29

MOTION:

WEEKLY - Second Reading and BILL ADOPTED as recommended as Ordinance No. 5589 - UNANIMOUS

Clerk to proceed with second publication

MINUTES:

GLENDA SELIS, 3108 Gladstone Court, said that residents of Sun City and Centennial Hills have attended Planning Commission meetings for the past two months to express concerns about a mini-storage facility near their neighborhood, because they do not want to continue to deal with the nuisance that such a facility would bring, as does the current 7-Eleven and Timbers Bar and Grill in their neighborhood. They have repeatedly asked the Council not to allow a text change to allow mini-storage facilities in neighborhoods, but nobody listens to them and nothing has been done to alleviate some of their problems. She truly feels that only developers can obtain the Council’s attention.

CITY COUNCIL MEETING OF APRIL 16, 2003
Recommending Committee
Item 68 – Bill No. 2003-29

MINUTES – Continued:

She indicated that she has personally spent over \$17,000 trying to correct some of the problems that the County placed on her, but due to Sun City's architectural review board restrictions, she has not been able to correct all the problems. A text amendment will put additional burdens on the homeowners, which cause loss of property values and quality of life.

MAYOR GOODMAN asked MS. GLADSTONE if his office has not responded to her calls. MS. GLADSTONE answered that she was referred to COUNCILMAN BROWN's office, whose office advised her a year and a half ago to attend the morning session of the Council meeting. She indicated that petitions have been submitted about mini-warehouses, but nobody helps.

COUNCILMAN BROWN explained that the design and construction of the 7Eleven and Timbers was approved in the County. There is nothing the City can do about it now. But this Cheyenne corridor has been very contentious because of all the small infill pieces. The City has worked very hard with any homebuilders for that corridor, but the acreage is too small. So the City has to look at the next level of development that would not be intrusive to the neighborhood. This mini-storage facility, if done properly, will be a very good neighbor, because they will be situated over the block wall. This application came in over a year ago, but the City changed the zoning on the property. The applicant officially submitted the plan, and his office has been very involved in it.

As far as the architectural review committee in Sun City, COUNCILMAN BROWN would love to see them allow neighbors to raise some of their block walls, with which the City can provide monetary assistance.

This area has been greatly impacted, and the City is only trying to do the best with the consequences of decisions that were made years ago. The City is now trying to decide on the best type infill projects. He reiterated that if landscaped and buffered properly, mini-storage facilities are one of the less intense uses. He said that he would be happy to set up a meeting to discuss the mini-storage facility and to discuss mitigating some of the lighting problems being caused by the Timbers.

There was no further discussion

(11:21 – 11:31)
2-1741

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:

Bill No. 2003-30 – Levies Assessment for Special Improvement District No. 1484 - Alta Drive (Rancho Drive to Valley View Boulevard) Sponsored by: Step Requirement

Fiscal Impact

☐

No Impact

Amount: \$124,122.91

☒

Budget Funds Available

Dept./Division: Public Works/SID

☐

Augmentation Required

Funding Source: Capital Projects Fund - Special Assessments

PURPOSE/BACKGROUND:

Levies the assessment for the costs of street improvements and street beautification improvements (installation of 34-foot wide pavement section, curb, gutter, sidewalk, streetlights, residential driveways, landscaping, irrigation systems, and entry monumentation) along Alta from Rancho Drive to approximately 275 feet west of Lacy Lane.

RECOMMENDATION:

ADOPTION at 4/16/2003 City Council meeting pursuant to the 3/31/2003 Recommending Committee.

First Reading – 3/19/2003; First Publication – 4/4/2003

BACKUP DOCUMENTATION:

Bill No. 2003-30

MOTION:

WEEKLY - Second Reading and **BILL ADOPTED** as recommended as Ordinance No. 5590 - UNANIMOUS

Clerk to proceed with second publication

MINUTES:

There was no discussion

(11:31 – 11:32)

2-2202

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT THIS MEETING:

Bill No. 2003-31 – Amends Ordinance No. 5291 (creating Special Improvement District No. 808 - Summerlin Area), and approves the First Amendment to the Development and Financing Agreement related thereto. Proposed by: Richard Goecke, Director of Public Works

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Ordinance No. 5291, adopted February 7, 2001, provided for the acquisition, construction, and installation of street, storm sewer, sanitary sewer, and water projects in the Summerlin Area. This Bill will amend Ordinance No. 5291 to adjust the district boundary of V23A/23B, add new projects and adjust and revise project costs. The Bill will also amend the Development and Financing Agreement related to this project.

RECOMMENDATION:

ADOPTION at 4/16/2003 City Council meeting pursuant to the 3/31/2003 Recommending Committee.

First Reading – 3/19/2003; First Publication – 4/4/2003

BACKUP DOCUMENTATION:

1. Bill No. 2003-31
2. First Amendment to Development and Financing Agreement

MOTION:

WEEKLY - Second Reading and BILL ADOPTED as recommended as Ordinance No. 5591 - UNANIMOUS

Clerk to proceed with second publication

MINUTES:

There was no discussion

(11:32 – 11:33)

2-2230

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT A LATER MEETING:

Bill No. 2002-145 – Repeals and replaces LVMC Chapter 6.50, relating to liquor control, and revises related zoning provisions. Proposed by: Mark Vincent, Director, Finance and Business Services

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

In addition to adding new alcoholic beverage licensing categories for banquet facilities, convention facilities, nonprofit club restaurant service bars, billiard parlors, convenience stores, art galleries, art studios, buses and limousines this bill reorganizes the presentation of the existing alcoholic beverage regulations, including moving related zoning matters from Chapter 6.50 to Title 19 of the City Code. Special use permit regulations for unlicensed locations hosting social events with alcoholic beverage sales are also established.

RECOMMENDATION:

ABEYANCE to the 5/19/2003 Recommending Committee meeting pursuant to the 4/14/2003 Recommending Committee.

First Reading – 12/18/2002; First Publication – N/A

BACKUP DOCUMENTATION:

None

MOTION:

None required.

MINUTES:

Recommendation noted.

5/19/2003 Recommending Committee

5/21/2003 Council Agenda

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT A LATER MEETING:

Bill No. 2003-32 – Ordinance Creating Special Improvement District No. 1487 - Jones Boulevard (Beltway to Elkhorn Road) Sponsored by: Step Requirement

Fiscal Impact

☐

No Impact

Amount: \$803,944.47

☐

Budget Funds Available

Dept./Division: Public Works/SID

☒

Augmentation Required

Funding Source: Capital Projects Fund - Special Assessments

PURPOSE/BACKGROUND:

The construction and installation of pavement, “L” type curb and gutter, sidewalk, driveway approaches, water laterals and mains, sewer laterals and mains, and streetlights.

RECOMMENDATION:

ADOPTION at 5/7/2003 City Council meeting pursuant to the 4/14/2003 Recommending Committee.

First Reading – 4/2/2003; First Publication – 4/25/2003

BACKUP DOCUMENTATION:

None

MOTION:

None required.

MINUTES:

Recommendation noted.

5/7/2003 Council Agenda

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT A LATER MEETING:

Bill No. 2003-33 – Annexation No. ANX-1509 – Property location: On the south side of Tropical Parkway, 740 feet east of Rainbow Boulevard; Petitioned by: Eric M. Cheese; Acreage: 2.19 acres; Zoned: R-E (County zoning), U (DR) (City equivalent). Sponsored by: Councilman Michael Mack

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The proposed ordinance annexes certain real property generally located on the south side of Tropical Parkway, 740 feet east of Rainbow Boulevard. The annexation is at the request of the property owner. The annexation process has now been completed in accordance with the NRS and the final date of annexation (May 16, 2003) is set by this ordinance.

RECOMMENDATION:

ADOPTION at 5/7/2003 City Council meeting pursuant to the 4/14/2003 Recommending Committee.

First Reading – 4/2/2003; First Publication – 4/25/2003

BACKUP DOCUMENTATION:

None

MOTION:

None required.

MINUTES:

Recommendation noted.

5/7/2003 Council Agenda

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT A LATER MEETING:

Bill No. 2003-34 – Annexation No. A-0080-01(A) – Property location: On the north side of Vegas Drive, 520 feet east of Michael Way; Petitioned by: Temporary Assistance for Domestic Crises, Inc.; Acreage: 1.61 acres; Zoned: R-E (County zoning), R-E (City equivalent).
Sponsored by: Councilman Lawrence Weekly

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The proposed ordinance annexes certain real property generally located on the north side of Vegas Drive, 520 feet east of Michael Way. The annexation is at the request of the property owner. The annexation process has now been completed in accordance with the NRS and the final date of annexation (June 6, 2003) is set by this ordinance.

NOTE: The property is developed with a facility for troubled families.

RECOMMENDATION:

ADOPTION at 5/7/2003 City Council meeting pursuant to the 4/14/2003 Recommending Committee.

First Reading – 4/2/2003; First Publication – 4/25/2003

BACKUP DOCUMENTATION:

None

MOTION:

None required.

MINUTES:

Recommendation noted.

5/7/2003 Council Agenda

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT A LATER MEETING:

Bill No. 2003-36 – Eliminates the exemption from double penalties for delinquent handicapped parking violations. Proposed by: Mark Vincent, Director of Finance and Business Services

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The City currently charges a double penalty on delinquent payments for parking violations other than handicapped parking violations. A City audit has recommended that the penalty be charged for handicapped violations as well. This bill will implement that recommendation. There will be no negative fiscal impact; the bill should result in a modest increase in collections.

RECOMMENDATION:

ADOPTION at 5/7/2003 City Council meeting pursuant to the 4/14/2003 Recommending Committee.

First Reading – 4/2/2003; First Publication – 4/25/2003

BACKUP DOCUMENTATION:

None

MOTION:

None required.

MINUTES:

Recommendation noted.

5/7/2003 Council Agenda

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT A LATER MEETING:

Bill No. 2003-37 – Adopts for use by the City the provisions of NRS 484.408 relating to handicapped parking spaces that are designed for the use of a vehicle with a side-loading wheelchair lift or for the loading and unloading of a wheelchair. Proposed by: Michael Sheldon, Director of Detention and Enforcement

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

This bill will update the Municipal Code to conform to the provisions of State law regarding the use of handicapped parking spaces that are designed for the use of a vehicle with a side-loading wheelchair lift or for the loading and unloading of a wheelchair. The bill will also conform the fine amounts to those set forth in State law.

RECOMMENDATION:

This bill was recommended by the 4/14/2003 Recommending Committee to be stricken by the City Council.

BACKUP DOCUMENTATION:

None

MOTION:

REESE – Motion to bring forward and STRIKE Items 50 and 76 and Hold in ABEYANCE Items 55 and 58 to 5/7/2003 – UNANIMOUS

MINUTES:

There was no discussion.

(9:27 – 9:28)

1-848

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

RECOMMENDING COMMITTEE: BILL ELIGIBLE FOR ADOPTION AT A LATER MEETING:

Bill No. 2003-38 – Amends the Town Center Development Standards Manual to add to the list of signs that are permitted in Town Center. Proposed by: Robert S. Genzer, Director of Planning and Development

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The Town Center Development Standards Manual currently does not address the use of flags, decorations, incidental signs and certain temporary signs. This bill will indicate the circumstances under which such signs are to be allowed in Town Center.

RECOMMENDATION:

ADOPTION at 5/7/2003 City Council meeting as a First Amendment pursuant to the 4/14/2003 Recommending Committee.

First Reading – 4/2/2003; First Publication – 4/25/2003

BACKUP DOCUMENTATION:

None

MOTION:

None required.

MINUTES:

Recommendation noted.

5/7/2003 Council Agenda

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

NEW BILL:

Bill No. 2003-39 – Ordinance Creating Special Improvement District No. 809 - Summerlin Area
- Sponsored By: Step Requirement

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Acquisition, construction and installation of street, sanitary sewer, storm sewer, and water main projects. Costs will be recovered over a 20 year period through the levy and collection of special assessments.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing, and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2003-39

MOTION:

None required.

MINUTES:

First Reading – Referred – COUNCILMEMBERS WEEKLY and L.B. McDONALD

5/5/2003 Recommending Committee

5/7/2003 Council Agenda

(11:33 – 11:35)

2-2274

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

NEW BILL:

Bill No. 2003-40 – Levies Assessments for Special Improvement District No. 809 - Summerlin Area - Sponsored By: Step Requirement

Fiscal Impact

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

Acquisition, construction and installation of street, sanitary sewer, storm sewer, and water main projects. Costs will be recovered over a 20 year period through the levy and collection of special assessments.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing, and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2003-40

MOTION:

None required.

MINUTES:

First Reading – Referred – COUNCILMEMBERS WEEKLY and L.B. McDONALD

5/5/2003 Recommending Committee

5/7/2003 Council Agenda

(11:33 – 11:35)

2-2274

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐

CONSENT

☒

DISCUSSION

SUBJECT:

NEW BILL:

Bill No. 2003-41 – Levies Assessment for Special Improvement District No. 1485 - Alta Drive (Landscape Maintenance FY2004) Sponsored by: Step Requirement

Fiscal Impact

☐

No Impact

Amount: \$38,736

☒

Budget Funds Available

Dept./Division: Public Works/SID

☐

Augmentation Required

Funding Source: Capital Projects Fund - Special Assessments

PURPOSE/BACKGROUND:

Levies the assessment for the annual maintenance costs of street beautification improvements along Alta Drive from Rancho Drive to approximately 275 feet west of Lacy Lane from July, 2003 through June, 2004.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2003-41

MOTION:

None required.

MINUTES:

First Reading – Referred – COUNCILMEMBERS WEEKLY and L.B. McDONALD

5/5/2003 Recommending Committee

5/7/2003 Council Agenda

(11:33 – 11:35)

2-2274

AGENDA SUMMARY PAGE

CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

☐

CONSENT

☒

DISCUSSION

SUBJECT:

NEW BILL:

Bill No. 2003-43 – Authorizing the issuance of Local Improvement Bonds, Series 2003 for the City of Las Vegas, Nevada Special Improvement District No. 809 (Summerlin Area) not to exceed \$10,000,000 - Ward 2 (L.B. McDonald)

Fiscal Impact

☐

No Impact

Amount: \$10,000,000

☒

Budget Funds Available

Dept./Division: Summerlin Agency Fund

☐

Augmentation Required

Funding Source: SID assessments in District 809

PURPOSE/BACKGROUND:

The bonds are being issued by the City pursuant to the Nevada Consolidated Local Improvement Law (NRS 271) in order to finance the acquisition of certain public improvements for property located in the City's Special Improvement District No. 809 pursuant to the Development and Financing Agreement between the developer (Howard Hughes Corporation) and the City. The bonds do not constitute a debt of the City.

RECOMMENDATION:

This bill should be submitted to a recommending committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

1. Bill No. 2003-43
2. Preliminary Official Statement
3. Bond Purchase Agreement

MOTION:

None required.

MINUTES:

First Reading – Referred – COUNCILMEMBERS WEEKLY and L.B. McDONALD

5/5/2003 Recommending Committee

5/7/2003 Council Agenda

(11:33 – 11:35)

2-2274

THE MORNING SESSION RECESSED AT 11:35 A.M.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: CITY CLERK

DIRECTOR: BARBARA JO (RONI) RONEMUS ☐ **CONSENT** ☐ **DISCUSSION**

SUBJECT:

Any items from the afternoon session that the Council, staff and/or the applicant wishes to be stricken or held in abeyance to a future meeting may be brought forward and acted upon at this time

MOTION:

REESE – Motion to HOLD IN ABEYANCE Item 110 [VAR-1763] to 5/7/2003 and Item 87 [1401 E. Oakey Blvd.] to 5/21/2003 - UNANIMOUS

MINUTES:

COUNCILMAN REESE announced that an abeyance to 5/7/2003 was requested for Item 118 [ZON-1773]; however, COUNCILMAN WEEKLY requested that the item be brought forward for discussion.

There was no further discussion.

(1:08 – 1:10)

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: NEIGHBORHOOD SERVICES**DIRECTOR: SHARON SEGERBLOM**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

ABEYANCE ITEM - Hearing to consider the appeal regarding the Nuisance/Litter Abatement Notice and Order to Comply at 1304 Kari Lee Court. PROPERTY OWNER: JOHN M. & VALERIE J. BOSTROM - Ward 1 (M. McDonald)

Fiscal Impact☒**No Impact****Amount:**☐**Budget Funds Available****Dept./Division:** Neighborhood Services/Response☐**Augmentation Required****Funding Source:****PURPOSE/BACKGROUND:**

The condition of the property was determined by the Department of Neighborhood Services to be a public hazard and an attractive nuisance, and in violation of the Las Vegas Municipal Code Title 9, Chapter 12. On January 21, 2003, a Nuisance/Litter Abatement Notice and Order to Comply was sent to the property owners requesting them to repair or replace the damaged wall by hiring a licensed contractor to perform the work. The owners filed an appeal stating the wall did not belong to them. City Survey staff determined wall repairs to be the responsibility of the property owners.

RECOMMENDATION:

That the City Council approve the Nuisance/Litter Abatement Notice and Order to Comply.

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Location Map
3. Notice of Appeal
4. Staff Memo regarding Appeal and e-mail response
5. Appeal letter from appellant with attachments
6. Chronological List of Events
7. Abeyance letter from the Clerk to the appellant
8. Council action letter to the appellant
9. Video shown but not submitted

MOTION:

M. McDONALD – APPROVED the Nuisance/Litter Abatement Notice and Order to Comply, thereby DENYING the appeal – Motion carried with WEEKLY not voting

NOTE: COUNCILMAN MACK disclosed this property is near a SuperPawn owned by STEVEN MACK his brother, but he will vote on Item 83 and Item 84 as he has had no discussions with him regarding those items.

CITY COUNCIL MEETING OF APRIL 16, 2003
Neighborhood Services Department
Item 83 – 1304 Kari Lee Court

MINUTES:

SHARON SEGERBLOM, Director, Neighborhood Services, advised she had several discussions with the adjacent commercial property owner, The Metropolitan Police Department and Public Works to abate code violations and safety concerns. These concerns are with the hole in the wall and the drainage channel adjacent to the property. The wall is on MR. BOSTROM'S property. MR. DONELLO has agreed to put ballards on his side of the wall. MS. SEGERBLOM requested the appeal be denied and MR. BOSTROM be requested to repair the hole in the wall, as well as keep the drainage channel free of trash and debris.

LAURIE WALTERS, Rancho Vista Realty, appeared on behalf of the applicant and stated the hole has been repaired twice and the commercial property owner is responsible for the repair of the wall. MR. BOSTROM is willing to work with him, but feels the entire wall is not his responsibility. MS. WALTERS stated the drainage channel has been cleared of trash and debris on many occasions. The situation requires help from the commercial property owner.

There was no further discussion.

(1:18 – 1:23)

3-324

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: NEIGHBORHOOD SERVICES**DIRECTOR:** SHARON SEGERBLOM ☐ **CONSENT** ☒ **DISCUSSION****SUBJECT:**

ABEYANCE ITEM - Hearing to consider the appeal regarding the Nuisance/Litter Abatement Notice and Order to Comply at 1308 Kari Lee Court. PROPERTY OWNER: JOHN M. & VALERIE J. BOSTROM - Ward 1 (M. McDonald)

Fiscal Impact

<input checked="" type="checkbox"/>	No Impact	Amount:
<input type="checkbox"/>	Budget Funds Available	Dept./Division: Neighborhood Services/Response
<input type="checkbox"/>	Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

The condition of the property was determined by the Department of Neighborhood Services to be a public hazard and an attractive nuisance, and in violation of the Las Vegas Municipal Code Title 9, Chapter 12. On January 21, 2003, a Nuisance/Litter Abatement Notice and Order to Comply was sent to the property owners requesting them to repair or replace the damaged wall by hiring a licensed contractor to perform the work. The owners filed an appeal stating the wall did not belong to them. City Survey staff determined wall repairs to be the responsibility of the property owners.

RECOMMENDATION:

That the City Council approve the Nuisance/Litter Abatement Notice and Order to Comply.

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Location Map
3. Notice of Appeal
4. Staff Memo regarding Appeal and e-mail response
5. Appeal letter from appellant with attachments
6. Chronological List of Events
7. Abeyance letter from the Clerk to the appellant
8. Council action letter to the appellant

MOTION:

M. McDONALD – APPROVED the Nuisance/Litter Abatement Notice and Order to Comply, thereby DENYING the appeal – Motion carried with WEEKLY not voting

NOTE: COUNCILMAN MACK disclosed this property is near a SuperPawn owned by STEVEN MACK his brother, but he will vote on Item 83 and Item 84 as he has had no discussions with him regarding those items..

CITY COUNCIL MEETING OF APRIL 16, 2003
Neighborhood Services Department
Item 84 – 1308 Kari Lee Court

MINUTES:

SHARON SEGERBLOM, Director, Neighborhood Services, stated that the leaning wall located at 1308 Kari Lee Court, owned by the BOSTROMS, is dangerous. The commercial property owner has agreed to acquire a licensed engineer and obtain appropriate permits to replace the entire wall. Code Enforcement will monitor the replacement. The BOSTROMS must maintain the drainage channel.

There was no further discussion.

(1:23 – 1:25)

3-488

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: NEIGHBORHOOD SERVICES**DIRECTOR:** SHARON SEGERBLOM ☐ **CONSENT** ☒ **DISCUSSION****SUBJECT:**

ABEYANCE ITEM - Hearing to consider the appeal regarding the Nuisance/Litter Abatement Notice and Order to Comply at 6012 Oceanside Way. PROPERTY OWNER: DENNIS & SHIRLEY NORDIN - Ward 6 (Mack)

Fiscal Impact

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division: Neighborhood Services/Response
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

The subject property was determined to be a nuisance and in violation of the Las Vegas Municipal Code, Title 9, Chapter 12. Code Enforcement has responded to complaints of outside storage off and on since February 2001. The owners identified the items as "art work". After review by the City Attorney, on March 11, 2003, a Nuisance/Litter Abatement Notice and Order to Comply was issued asking the owners remove all toys, decorations, bicycle parts, furniture, appliances, miscellaneous items, etc. from the yards, roof, vehicles, bushes, trees, etc., located in public view on entire property.

RECOMMENDATION:

That the City Council approve the Nuisance/Litter Abatement Notice and Order to Comply.

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Location Map
3. Notice of Appeal
4. Staff Memo regarding Appeal and e-mail response
5. Appeal letter from appellant with attachments
6. Chronological List of Events
7. Letter of abeyance to the appellant

MOTION:

MACK – STRIKE – UNANIMOUS with WEEKLY not voting

MINUTES:

NOTE: A verbatim transcript of Item 85 [6012 Oceanside Way] is made a part of the record under Item 85 [6012 Oceanside Way].

CITY COUNCIL MEETING OF APRIL 16, 2003
Neighborhood Services Department
Item 85 – 6012 Oceanside Way

MINUTES – Continued:

APPEARANCES:

SHARON SEGERBLOM, Director Neighborhood Services

DENNIS NORDIN, Owner applicant

ESTHER BERMAN, 6005 Oceanside Way

MARTIN BERMAN, 6005 Oceanside Way

APRIL GURSON, 6017 Oceanside Way

GREGORY WARE, 6009 Oceanside Way

HYMIE CARMONA, 3408 Corona Del Mar

VICTORIA ROSEMORE, Code Enforcement Officer, Neighborhood Services

(1:25 – 1:37)

3-556

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: NEIGHBORHOOD SERVICES**DIRECTOR:** SHARON SEGERBLOM ☐ **CONSENT** ☒ **DISCUSSION****SUBJECT:**

Public hearing to consider the report of expenses to recover costs for abatement of a dangerous building located at 1077 Griffith Avenue. PROPERTY OWNER: AURORA LOAN SERVICES, INC. - Ward 3 (Reese)

Fiscal Impact

<input type="checkbox"/>	No Impact	Amount: \$4,160.25
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division: Neighborhood Service/Response
<input type="checkbox"/>	Augmentation Required	Funding Source: General Fund

PURPOSE/BACKGROUND:

The condition of the property was a public hazard and an attractive nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken nor an appeal filed, the Department of Neighborhood Services hired Weaver Construction and ADS Consulting to abate the problem. The subject property was corrected by removing all trash, debris, refuse, miscellaneous items, and dead/dry vegetation from all yards, front porch and covered patio; boarding and securing all entrances, windows and shed; and by posting "No Trespass

RECOMMENDATION:

That the City Council: 1. Approve the report of expenses in the amount of \$4,160.25 in order that the above charges be filed and recorded against the property, constituting a special assessment and lien. 2. Authorize that the Notice and Lien of Assessment be duly recorded with the County Treas.

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Location Map
3. Report of Expenses
4. Contractor Disclosure
5. Notice of Public Hearing
6. Chronological List of Events
7. Copy of the Notice and Claim of Lien
8. Video shown but not submitted

MOTION:

REESE – APPROVED the action of Neighborhood Services – UNANIMOUS

CITY COUNCIL MEETING OF APRIL 16, 2003
Neighborhood Services Department
Item 86 – 1077 Griffith Avenue

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

SHARON SEGERBLOM, Director, Neighborhood Services, advised that the property was a public hazard and an attractive nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken nor an appeal filed, the Department of Neighborhood Services hired ADS Consulting to abate the problem. The subject property was corrected by removal of trash, debris, dead and dry vegetation, as well as boarded, secured and posted with No Trespassing signs. Ms. SEGERBLOM recommended the City Council approve the report of expenses in the amount of \$4,160.25 in order that charges be filed and recorded against the property, constituting a special assessment and lien as well as authorize the Notice and Lien of Agreement to be duly recorded with the County Treasurer's Office. The first complaint was received November 11, 2002, and it took several months for the eviction process to be completed.

AL GALLEG0, Las Vegas resident, pointed out that the neighbors main problem was with vagrants. After tenants were evicted, vagrants took over. TODD FARLOW, 240 North 19th Street, added that a serious problem still exists. MS. SEGERBLOM responded that properties are boarded up rather than demolished if there is no serious structural damages.

COUNCILMAN REESE stressed the problem did not occur overnight and encouraged neighbors to report this type of situation to the Councilmen or Councilwoman. The notice process is complaint driven.

The property owner was not present.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(1:37 – 1:42)

3-960

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: NEIGHBORHOOD SERVICES**DIRECTOR:** SHARON SEGERBLOM ☐ **CONSENT** ☒ **DISCUSSION****SUBJECT:**

Public hearing to consider the report of expenses to recover costs for abatement of a dangerous building located at 1401 E. Oakey Blvd. PROPERTY OWNER: MOLLY SCHIMEL - Ward 3 (Reese)

Fiscal Impact

<input type="checkbox"/>	No Impact	Amount: \$1,935
<input checked="" type="checkbox"/>	Budget Funds Available	Dept./Division: Neighborhood Services/Respons
<input type="checkbox"/>	Augmentation Required	Funding Source: General Fund

PURPOSE/BACKGROUND:

The condition of the property was a public hazard and an attractive nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken nor an appeal filed, the Department of Neighborhood Services hired C & W Enterprises, Inc. to abate the problem. The subject property was corrected by boarding and securing all openings, removing all junk, refuse, waste and miscellaneous items from the yards, driveway and carport; cutting all high vegetation; and by removing two junk vehicles from the driveway.

RECOMMENDATION:

That the City Council: 1. Approve the report of expenses in the amount of \$1,935.00 in order that the above charges be filed and recorded against the property, constituting a special assessment and lien. 2. Authorize that the Notice and Lien of Assessment be duly recorded with the County Treas.

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Location Map
3. Report of Expenses
4. Contractor Disclosure
5. Notice of Public Hearing
6. Chronological List of Events
7. Copy of the Notice and Claim of Lien

MOTION:

REESE – Motion to HOLD in ABEYANCE Item 110 [VAR-1763] to 5/7/2003 and Item 87 [1401 E. Oakey Blvd.] to 5/21/2003 – UNANIMOUS

MINUTES:

There was no discussion.

(1:08 – 1:10)

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: NEIGHBORHOOD SERVICES**DIRECTOR:** SHARON SEGERBLOM ☐ **CONSENT** ☒ **DISCUSSION****SUBJECT:**

Public hearing to consider the report of expenses to recover costs for abatement of nuisance/litter located at 2308 Mariposa Ave. PROPERTY OWNER: WILLIAM J. CLARK - Ward 3 (Reese)

Fiscal Impact☐**No Impact****Amount:** \$1,030.40☒**Budget Funds Available****Dept./Division:** Neighborhood Services/Response☐**Augmentation Required****Funding Source:** General Fund**PURPOSE/BACKGROUND:**

The condition of the property was a public hazard and an attractive nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken nor an appeal filed, the Department of Neighborhood Services hired Casa Enterprises to abate the problem. The subject property was corrected by removing all concrete rubble/debris at entrance and west end of lot; removing pallet of roofing tile, trash and debris, and dead/dry vegetation; and by posting "No Trespassing" signs on the property.

RECOMMENDATION:

That the City Council: 1. Approve the report of expenses in the amount of \$1,030.40 in order that the above charges be filed and recorded against the property, constituting a special assessment and lien. 2. Authorize that the Notice and Lien of Assessment be duly recorded with the County Treas.

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Location Map
3. Report of Expenses
4. Contractor Disclosure
5. Notice of Public Hearing
6. Chronological List of Events
7. Copy of the Notice and Claim of Lien
8. Video was shown but not submitted

MOTION:

REESE – APPROVED the action of Neighborhood Services – UNANIMOUS

CITY COUNCIL MEETING OF APRIL 16, 2003
Neighborhood Services Department
Item 88 – 2308 Mariposa Ave.

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

SHARON SEGERBLOM, Director, Neighborhood Services, clarified the property is a vacant lot. Staff notified MR. CLARK the property was a public hazard, an attractive nuisance and is the third complaint received. When no corrective action was taken nor an appeal filed, the Department of Neighborhood Services declared the property in violation and started legal notification. MS SEGERBLOM recommended City Council approve the report of expenses in the amount of \$1,030.40 in order that charges be filed and recorded against the property, constituting a special assessment and lien and authorize the Notice and Lien of Assessment be duly recorded with the County Treasurer's Office.

The property owner was not present.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(1:42 – 1:44)

3-1160

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: NEIGHBORHOOD SERVICES**DIRECTOR:** SHARON SEGERBLOM ☐ **CONSENT** ☒ **DISCUSSION****SUBJECT:**

Hearing to renew the Ten-Day Notice and Order to Abate Dangerous Building/Demolition because of owner's failure to clean property located at 3340 N. Rainbow Blvd., as provided in his appeal presented at the December 4, 2002 City Council meeting. **PROPERTY OWNER:** MATRIX CONSTRUCTION CONSULTING, INC.; EDWARD LOVETT, PRESIDENT, MATRIX CONSTRUCTION CONSULTING, INC. - Ward 6 (Mack)

Fiscal Impact

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division: Neighborhood Services/Response
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

The subject property is a public hazard and attractive nuisance with unsafe and/or illegal buildings and structures; and litter, trash and debris. The Department of Neighborhood Services declared the property in violation and started legal notification.

RECOMMENDATION:

That the City Council: 1. Approve the Ten-Day Notice and Order to Abate Dangerous Building/Demolition; and to remove the litter, trash and debris.

BACKUP DOCUMENTATION:

1. Agenda Memo
2. Location Map
3. Notice and Order to Abate
4. Appeal letter from appellant
5. Chronological List of Events
6. Video was shown but not submitted
7. Council action letter to the appellant

MOTION:

MACK – APPROVED the renewal of the Ten Day Notice and Order to Abate Dangerous Building/Demolition – UNANIMOUS

NOTE: COUNCILMAN MACK disclosed this property is near a SuperPawn owned by, STEVEN MACK his brother, but he will vote on Item 89 as he has had no discussion with him and he does not believe there would be any impact regarding this item.

CITY COUNCIL MEETING OF APRIL 16, 2003
Neighborhood Services Department
Item 89 – 3340 N. Rainbow Blvd.

MINUTES:

SHARON SEGERBLOM, Director, Neighborhood Services, advised when MR. LOVETT appeared before Council in December 2002, the City was asked to work with him. MR. LOVETT did a demolition of several buildings and sheds in January. In February and March, neighbors increased their complaints as the clean up was discontinued. MR. LOVETT was notified and continually made promises to handle the problem, but nothing was done. MS. SEGERBLOM requested the ten-day notice be renewed as MR. LOVETT is not complying with the order.

COUNCILMAN MACK advised this property has been derelict for sometime and the efforts of Neighborhood Services are appreciated. The original request was for time to clean up. The property has been a blight to the neighborhood for an extended period and the City hopes MR. LOVETT gets the message that the City is serious.

The property owner was not present.

There was no further discussion.

(1:44 – 1:47)

3-1206

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING AND DEVELOPMENT
DIRECTOR: ROBERT S. GENZER

PLANNING & DEVELOPMENT DEPARTMENT PM SESSION INDEX:

CONSENT AGENDA

NO ITEMS

DISCUSSION/ACTION ITEMS

- REZONING - PUBLIC HEARING
- 90 ABEYANCE ITEM - ZON-1520** - Southwest Desert Equities, Limited Liability Company et al on behalf of Cliff's Edge, Limited Liability Company
- REVIEW OF CONDITION - PUBLIC HEARING
- 91 ROC-1770** - Richard and Beatrice Sturman on behalf of Steve Yono
- 92 ROC-1928** - Distinctive Homes, Limited Liability Company
- 93 ROC-2114** - Desert Lincoln Mercury
- SPECIAL USE PERMIT RELATED TO ROC-2114 - PUBLIC HEARING
- 94 TABLED ITEM - SUP-1408** - Desert Lincoln Mercury
- SITE DEVELOPMENT PLAN REVIEW RELATED TO ROC-2114 AND SUP-1408 - PUBLIC HEARING
- 95 TABLED ITEM - SDR-1407** - Desert Lincoln Mercury
- SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING
- 96 SDR-1667** - Janice Kronick Gath on behalf of Concordia
- 97 SDR-1776** - LB LVTC II, Limited Liability Company on behalf of Thomas & Mack Development Group, Limited Liability Company
- 98 SDR-1778** - LB LVTC II, Limited Liability Company on behalf of Thomas & Mack Development Group, Limited Liability Company
- MASTER SIGN PLAN - PUBLIC HEARING
- 99 ABEYANCE ITEM - MSP-1409** - D. 2801 Westwood, Inc.
- 100 ABEYANCE ITEM - MSP-1717** - Peccole 1982 Trust
- VACATION - PUBLIC HEARING
- 101 VAC-1777** - Henry and Judith Smith



PLANNING & DEVELOPMENT - Page Two

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City Council Meeting of April 16, 2003

- REQUIRED FIVE YEAR REVIEW - VARIANCE - PUBLIC HEARING
- 102 **ABEYANCE ITEM - RQR-1704** - Ferris Investments, Inc. on behalf of Clear Channel Outdoor
- 103 **ABEYANCE ITEM - RQR-1706** - Mordechai Yerushalmi on behalf of Clear Channel Outdoor
- 104 **ABEYANCE ITEM - RQR-1708** - O'Rourke Family, Limited Partnership on behalf of Clear Channel Outdoor
- VARIANCE - PUBLIC HEARING
- 105 **ABEYANCE ITEM - VAR-1554** - Teddy Enterprises & Associates on behalf of Lamar Outdoor Advertising
- SPECIAL USE PERMIT RELATED TO VAR-1554 - PUBLIC HEARING
- 106 **ABEYANCE ITEM - SUP-1555** - Teddy Enterprises & Associates on behalf of Lamar Outdoor Advertising
- VARIANCE - PUBLIC HEARING
- 107 **ABEYANCE ITEM - VAR-1698** - Car Spa Warm Springs Valley View
- 108 **VAR-1746** - Jesus Dorame
- 109 **VAR-1753** - Allen Teles Revocable Trust on behalf of Joseph Miller
- 110 **VAR-1763** - Moving Forward, Inc.
- 111 **VAR-1772** - James Burchard on behalf of Plaster Development
- REQUIRED ONE YEAR REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING
- 112 **ABEYANCE ITEM - RQR-1689** - Michelle Archiardi on behalf of Viacom Outdoor
- 113 **ABEYANCE ITEM - RQR-1701** - Levy Jeanne Family Trust on behalf of Clear Channel Outdoor
- 114 **RQR-1955** - Misha Enterprises, Limited Liability Company on behalf of Leobardo Mcgarvie
- SPECIAL USE PERMIT - PUBLIC HEARING
- 115 **ABEYANCE ITEM - SUP-1499** - Artisan Hotel & Spa, Limited Liability Company on behalf of Clear Channel Outdoor
- 116 **SUP-1771** - Montecito Town Center on behalf of SBA Holdings, Limited Liability Company
- SITE DEVELOPMENT PLAN REVIEW RELATED TO SUP-1771 - PUBLIC HEARING
- 117 **SDR-1775** - Montecito Town Center on behalf of SBA Holdings, Limited Liability Company

City of Las Vegas

PLANNING & DEVELOPMENT - Page Three

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City Council Meeting of April 16, 2003

- REZONING - PUBLIC HEARING
- 118 **ZON-1773** - Anthony Mosley on behalf of God In Me Ministry
- 119 **ZON-1490** - Alexander Mackovski
- VARIANCE RELATED TO ZON-1490 - PUBLIC HEARING
- 120 **VAR-1733** - Alexander Mackovski
- SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-1490 AND VAR-1733 - PUBLIC HEARING
- 121 **SDR-1734** - Alexander Mackovski
- REZONING - PUBLIC HEARING
- 122 **ZON-1564** - Albert & Eileen Massi, et al on behalf of Distinctive Homes
- VARIANCE RELATED TO ZON-1564 - PUBLIC HEARING
- 123 **VAR-1565** - Albert & Eileen Massi, et al on behalf of Distinctive Homes
- SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-1564 AND VAR-1565 - PUBLIC HEARING
- 124 **SDR-1566** - Albert & Eileen Massi, et al on behalf of Distinctive Homes
- VACATION RELATED TO ZON-1564, VAR-1565 AND SDR-1566 - PUBLIC HEARING
- 125 **VAC-1764** - Albert & Eileen Massi, et al on behalf of Distinctive Homes
- REZONING - PUBLIC HEARING
- 126 **ZON-1699** - El Durango, Limited Liability Company, et al on behalf of Perma-Bilt Homes
- SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-1699 - PUBLIC HEARING
- 127 **SDR-1702** - El Durango, Limited Liability Company, et al on behalf of Perma-Bilt Homes
- 128 **SDR-1705** - El Durango, Limited Liability Company, et al on behalf of Perma-Bilt Homes
- REZONING - PUBLIC HEARING
- 129 **ZON-1718** - Nevada Homes Group, Inc.
- SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-1718 - PUBLIC HEARING
- 130 **SDR-1719** - Nevada Homes Group, Inc.

City of Las Vegas

PLANNING & DEVELOPMENT - Page Four

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City Council Meeting of April 16, 2003

- REZONING - PUBLIC HEARING
- 131 **ZON-1726** - Bureau of Land Management on behalf of Stanpark Construction Company
- SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-1726 - PUBLIC HEARING
- 132 **SDR-1729** - Bureau of Land Management on behalf of Stanpark Construction Company
- REZONING - PUBLIC HEARING
- 133 **ZON-1761** - El Durango, Limited Liability Company, et al on behalf of Kimball Hill Homes
- SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-1761 - PUBLIC HEARING
- 134 **SDR-1762** - El Durango, Limited Liability Company, et al on behalf of Kimball Hill Homes
- REZONING - PUBLIC HEARING
- 135 **ZON-1766** - Kimball T. Stratton on behalf of Richmond American Homes of Nevada, Inc.
- SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-1766 - PUBLIC HEARING
- 136 **SDR-1767** - Kimball T. Stratton on behalf of Richmond American Homes of Nevada, Inc.
- NOT TO BE HEARD BEFORE 4:00 P.M.***
- GENERAL PLAN AMENDMENT - PUBLIC HEARING
- 137 **ABEYANCE ITEM - GPA-1292** - Daybreak Christian Fellowship, Inc.
- REZONING RELATED TO GPA-1292 - PUBLIC HEARING
- 138 **ABEYANCE ITEM - ZON-1291** - Daybreak Christian Fellowship, Inc.
- SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-1292 AND ZON-1291 - PUBLIC HEARING
- 139 **ABEYANCE ITEM - SDR-1289** - Daybreak Christian Fellowship, Inc.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

ABEYANCE ITEM - REZONING - PUBLIC HEARING - **ZON-1520 - SOUTHWEST DESERT EQUITIES, LIMITED LIABILITY COMPANY, ET AL ON BEHALF OF CLIFF'S EDGE, LIMITED LIABILITY COMPANY** - Request for a Rezoning FROM: U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation] TO: PD (Planned Development) Zone on 297.50 acres and to Establish a Master Plan for the Cliff's Edge Development adjacent to the south side of Grand Teton Drive, between Hualapai Way and Puli Road (APN: Multiple), Ward 6 (Mack). The Planning Commission (5-0-2 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

5
0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0
0

RECOMMENDATION:

The Planning Commission (5-0-2 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted at meeting – List of amended and new conditions
5. Submitted at meeting – Letters of Protest from Russell Cook and Gary Harouff

MOTION:

MACK – APPROVED subject to conditions and amending and replacing the following conditions:

1. *As delineated in the approved Development Agreement, all required Site Development Plan Review applications shall be approved by the Planning Commission or City Council prior to the issuance of any permits, site grading or development activity for the site.*
2. *Prior to the issuance of any building permits for the site, the applicant shall submit to the Planning and Development Department a Master Sign Plan governing temporary and directional signage for the Master Plan. The Plan shall utilize themes and village identities to reduce confusion.*
3. *Prior to any development on the site, the applicant or its successor shall enter into a development agreement. The agreement shall comply with the provisions of NRS Chapter 278 and shall:*

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 90 - ZON-1520

CONDITIONS – Continued:

1. *Establish a procedure for the enforcement of the Master Development Plan and Design Guidelines and for the review of residential, multifamily and commercial development within the master plan;*
2. *Require the applicant or its successor to act as the Master Developer;*
3. *Establish mechanisms for the provision and maintenance of parks, trails and open space;*
4. *Establish mechanisms for the provision and phasing of other necessary infrastructure; and*
5. *Require the Master Developer to submit periodic reports on the progress of development within the plan area, including information on the total number of residential units built.*

And the following added conditions:

- *Amend the Planned Land Use Map (Exhibit 2) to show the adopted Multi-Use Equestrian Trail on the west side of Puli Road.*
- *Prior to, or concurrent with the approval of a Development Agreement, the applicant will revise the Design Guidelines to the satisfaction of the Planning and Development Department to address appropriate standards for “8-pack” developments.*
- *All homes within the area of Pod 123 shown as a minimum of 10,000 and 20,000 square foot lots shall be a minimum of 2800 square feet.*
- *The plan shall be amended throughout to change the “Medium Low Attached” designation to “Residential-Small Lot.”*
- *All perimeter walls fronting public streets may not exceed 8 feet in height.*
- *Perimeter of Pod 123 adjacent to existing homes shall have single story homes on minimum 20,000 square foot lots and 20,000 square foot lots will be required on the site if the school/park relocates.*
- *Approval pursuant to site plan presented April 12, 2003.*
- *Pod 308 shall be Medium Density up to 25 units per acre.*
- *A separate Site Development Plan Review shall be required prior to approval of any development in Pod 123.*

- UNANIMOUS

NOTE: MAYOR GOODMAN questioned whether MARK FINE has an interest in this project, and if he does he would need to abstain because he has property interest with MR. FINE. However, in the disclosure form there was no indication of a conflict between any of the applicants and him. ATTORNEY FIORENTINO verified that MR. FINE is working together with MR. RITTER on some other projects and does not have any financial interests on this project.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 90 - ZON-1520

MINUTES – Continued:

NOTE: A Verbatim Transcript of Item 90 [ZON-1520] is made a part of the record under Item 90 [ZON-1520].

MAYOR GOODMAN declared the Public Hearing open.

APPEARANCES:

MARK FIORENTINO, Attorney, Kummer Kaempfer Bonner & Renshaw
TODD FARLOW, 240 N. 19th Street
MARGO WHEELER, Manager, Planning and Development Department
RANDY DOSSAT, 6845 Antler Court
CRAIG BROOKSBY, 6260 West Springbrook Court
JOHN MARIANO, 6820 Antler Court
AVECE HIGBEE, 7504 Summer Crest
DWIGHT HAROUFF, 4959 Spanish Heights Drive
BRYAN SCOTT, Deputy City Attorney
ROBERT GENZER, Director, Planning and Development Department
BARBARA JO RONEMUS, City Clerk

MAYOR GOODMAN declared the Public Hearing closed.

(1:47 – 2:42)

3-1302/4-129

CONDITIONS:

Planning and Development

1. A Site Development Plan Review application approved by the Planning Commission or City Council prior to issuance of any permits, any site grading, and all development activity for the site.
2. The following changes, as agreed to at the February 13, 2003 Planning Commission meeting, will be incorporated in the Master Development Plan:
 - Change Pod 102 to MF (Multi-Family)
 - Change Pod 309 to MF (Multi-Family)
 - Modify Pod 123 to incorporate a larger buffer zone and a minimum lot size of 28,000 s.f. and work with area residents to fine-tune the land use and policies for that area; and include policies relating to temporary and directional signage for the area as it develops, to reduce confusion through the use of themes and village identity in that signage.
3. Revisions to the Cliff's Edge Master Development Plan and Design Guidelines document to address the following issues prior to final approval of the application by City Council:

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 90 – ZON-1520

CONDITIONS – Continued:

- 1) A clearer methodology outlining the development of parks, trails and other infrastructure for the overall Cliff's Edge community by the Master Developer, including how the Development Agreement is to address this development;
- 2) A clearer indication of how the phasing of development will occur within the overall community and the Master Developer's role in regulating this phasing of development;
- 3) Placement of commercial development on both sides of the major eastern entry point to the development (Elkhorn Road), instead of placing low density residential on the north side of the road, and facing the commercial development outwards from the community towards Hualapai Way, rather than internally towards the Cliff's Edge community it is designed to serve eliminating a block wall as the community entry;
- 4) Elimination of the proposed "8-pack" form of "mini-lot" development proposed by the developer as an alternative to true cluster development or multi-family housing. The Planning and Development Department is currently studying this form of development, including issues relating to design, access, parking, fire safety, addressing and other matters, and will be ready shortly to propose recommendations. It is recommended that the Cliff's Edge "mini-lot" areas conform to these upcoming standards when they become available and are approved by City Council;
- 5) That the Master Development Plan address a number of other minor unresolved issues as follows:
 - Design Guidelines (DG) Sec. 9.3 - provide a schedule of DRC meeting dates/times, and that submissions to DRC should be submitted to CLV for distribution to DRC members.
 - Master Development Plan (MDP) Sec. 2.3.7 - correct preface to the Permissible Uses table to make the list of uses all-inclusive as promised in the last revision.
 - The MLA (Medium Low Attached Density) designation has an upper limit of 15 du/acre. The corresponding designation in the General Plan has an upper limit of 12 du/acre. It is recommended that, if the 15 du/acre is to be maintained, a
 - completely different name be used, such as "Mini-lot Residential", to avoid confusion with the city standard. The word "attached" should not be used unless it is intended that attached products are to be developed within this designation.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 90 – ZON-1520

CONDITIONS – Continued:

- The revised Planned Land Use map shows all required trails, with the exception of a Multi-Use Equestrian Trail on the west side of Puli Road. Although this is not in the development, it borders the site, and thus should be included on the Plan.

Public Works

4. Upon development of the individual parcels of this site, appropriate rights-of-way will be required according to the approved development guidelines for Cliff's Edge and to City of Las Vegas standards.
5. Obtain City Council approval to amend the City's Master Plan of Streets and Highways as recommended by the approved Traffic Access Analysis Report prior to the submittal of any Final Maps on this site as required by the Department of Public Works. A Tentative Map incorporating the public streets proposed to be amended may be submitted prior to formal approval of the amendment to the Master Plan of Streets and Highways by the City Council, however, if the required amendment cannot be approved for any reason; such Tentative Maps shall be rendered NULL AND VOID and a new Tentative Map showing the appropriate rights-of-way shall be submitted. The proposed amendment to the Master Plan of Streets and Highways must be approved by the City Council prior to the recordation of a Final Map overlying any conflicting public rights-of-way on this site.
6. The construction of half-street, or full-width if applicable, improvements including appropriate overpaving (if legally able) of all streets proposed as part of the Master Development Plan must be constructed by the Master Developer as proposed within the Master Traffic Impact Analysis. A phasing plan detailing the timing of the construction of all required improvements must be submitted to and approved by the Department of Public Works prior to the issuance of grading, building or off-site improvements or the recordation of any map dividing this project site, whichever may occur first; all required off-site improvements shall be constructed in accordance with such approved plan. Provide paved legal access meeting current standards to each phase of this project site from an existing paved public street prior to occupancy of any units within each phase. Where this site is required to construct public street improvements on two sides of a not a part piece or is needed for pavement continuity, widened paving shall be constructed adjacent to the not a part piece unless specifically allowed otherwise as determined by the City Engineer. Additional paved access routes, including the development of temporary,

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 90 – ZON-1520

CONDITIONS – Continued:

- access road improvements on Grand Teton Drive and/or Hualapai Way with additional traffic lanes may be required if recommended by the approved Traffic Access Analysis Report or if requested by the Traffic Engineer based on construction traffic patterns and/or the impact of this rezoning site's traffic on the surrounding neighborhood.
7. A plan detailing the extension and oversizing of the public sanitary sewer system to bring public sanitary sewer to this site to a location, along an alignment, and to an acceptable depth must be accepted by the City Sanitary Planning Engineer prior to issuance of any permits. The sanitary sewer plan shall identify infrastructure networks, design alignments and depth requirements. The sanitary sewer plan shall propose the dedication of right-of-way or easements and construction of such required improvements by the Master Developer. The sanitary sewer plan shall also include a Phasing Plan identifying appropriate threshold points (such as a certain number of units built or building within certain geographical locations) that will trigger when improvements are to be implemented and completed. All required public sewer easements necessary to connect this site to the existing public sewer system shall be provided to the City prior to City approval of sewer construction plans, or the issuance of any permits as required by the Department of Public Works. Additional public sanitary sewer lines may be required to be extended to this project site; such requirements shall be dictated by the City Engineer; phased development and compliance with this condition is acceptable if a plan is accepted by the City Sanitary Planning Engineer.
 8. A Master Traffic Impact Analysis for the overall site covered by this Rezoning Application must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Final Map for this site. The Master Traffic Impact Analysis shall identify roadway infrastructure networks, geometric design, alignments and Traffic Signalization requirements. The Master Plan shall propose the dedication of right-of-way and construction of such required improvements, including a Phasing Plan identifying appropriate threshold points (such as a certain number of units built or building within certain geographical locations) that Analysis shall also include a section addressing Standard Drawings #234.1 and #234.2 to determine additional right-of-way requirements adjacent to this site, if any; dedicate all areas recommended by the approved Traffic Impact Analysis. All additional rights-of-way required by Standard Drawing #201.1 shall be dedicated prior to or concurrent with the commencement of on-site development activities unless specifically noted as not required in the approved Traffic Impact Analysis. If additional rights-of-way are not required and Traffic Control devices are or

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 90 – ZON-1520

CONDITIONS – Continued:

may be proposed at this site outside of the public right-of-way, all necessary easements for the location and/or access of such devices shall be granted prior to the issuance of permits for this site. Phased compliance will be allowed if recommended by the approved Traffic Impact Analysis. Compliance with the recommendations of the approved Traffic Impact Analysis is required prior to occupancy of this site. No recommendation of the approved Traffic Impact Analysis, or compliance therewith, shall be deemed to modify or eliminate any condition of approval imposed by the Planning Commission or the City Council on the development of this site.

9. A Master Drainage Plan and Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site, whichever may occur first. Provide and improve all drainageways recommended in the approved drainage plan/study. The Master Developer of this site shall be responsible to construct such drainage facility improvements as are recommended by the City of Las Vegas Neighborhood Drainage Studies and approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, or the recordation of a Map subdividing this site, whichever may occur first, if allowed by the City Engineer.
10. Site-specific Drainage Plans and Traffic Access Analysis Reports may be required as each internal site develops as required by the Department of Public Works. The City reserves the right to impose additional site-specific conditions with future site development actions.
11. Homeowner's Associations or other private maintenance organizations shall be established to maintain all multi-use trails, perimeter walls, landscaping, and common areas created with this development. All landscaping shall be situated and maintained so as to not create sight visibility obstructions for vehicular traffic at all development access drives and abutting street intersections.
12. The final design and conditions for each section within this development shall be determined at the time of approval of site-specific actions associated to each site.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

REVIEW OF CONDITION - PUBLIC HEARING - **ROC-1770 - RICHARD AND BEATRICE STURMAN ON BEHALF OF STEVE YONO** - Request for a Review of Condition #2 of an Approved Special Use Permit (U-0154-98) which prohibited the sale of individual containers of any size of beer, wine coolers or screw cap wine for an existing market (Fremont Family Market and Deli) on 0.15 acres at 611 Fremont Street, #20 (APN: 139-34-611-019), C-2 (General Commercial) Zone, Ward 5 (Weekly). Staff recommends DENIAL. The Planning Commission vote (3-3-1 on a motion for approval) ended in a tie; which is tantamount to DENIAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

Staff recommends DENIAL. The Planning Commission vote (3-3-1 on a motion for approval) ended in a tie; which is tantamount to DENIAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Photos shown during discussion, but not submitted for the record
5. Color Photo of the Fremont Family Market and Deli

MOTION:

WEEKLY – APPROVED subject to conditions and an added condition for a one year review at City Council – UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

RICHARD STURMAN, landlord, owner, requested the change in license to unrestricted in order to be more competitive. Many other businesses are unrestricted. STEVE YONO, Proprietor, Fremont Family Market & Deli, requested that the restriction be lifted.

TODD FARLOW, 240 N. 19th Street, stated that downtown is changing and this applicant will become part of that change in a constructive way. He questioned whether they applicant will be part of the Entertainment District. MR. STURMAN replied in the affirmative.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 91 – ROC-1770

MINUTES – Continued:

CHRIS CHRISTOFF, 335 W. Cincinnati, complained that the Council should open the doors to all businesses not just to privileged individuals. Consider the hard working people trying to make a decent living and the high crime areas should not be used as an excuse for granting liquor licenses.

TOM McGOWAN, Las Vegas resident, did not oppose the request, but felt a closer look should be taken in regard to other businesses located in the direct vicinity. The issue may have more sides than Council is aware of regarding problems.

MANUEL YONO, 611 Fremont, requested approval of license to sell single beer.

STEVEN “CAPTAIN TRUTH” DEMPSEY, Las Vegas resident, felt the license should be approved to help this business be competitive.

JOE MAVIGLIA, Las Vegas resident, stated this should be put on a level playing field. All citizens should have the right to life, liberty and the pursuit of happiness.

COUNCILMAN WEEKLY commended MR. YONO for running a terrific family business. The concern pertains to single sales, but felt the business should be granted the license, with a one-year review.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(2:42 – 2:56)

4-146

CONDITIONS:

1. All City Code requirements and design standards of all City departments must be satisfied.
2. Conformance to all applicable conditions of approval for Special Use Permit (U-154-98).

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

REVIEW OF CONDITION - PUBLIC HEARING - **ROC-1928 - DISTINCTIVE HOMES, LIMITED LIABILITY COMPANY** - Request for Review of Conditions #4, #6, and #12 of an approved Rezoning (Z-0079-98); Conditions #1, #2, and #3 of an approved Rezoning (Z-0057-99); and Conditions #10 and #14 of an approved Tentative Map (TM-0055-02) on 18.46 acres located adjacent to the south side of Tropical Parkway, approximately 170 feet east of Jones Boulevard (APNs: 125-25-301-004 and 005), U (Undeveloped) Zone [R (Rural Density Residential) General Plan Designation] under Resolution of Intent to R-PD2 (Residential Planned Development - 2 Units per Acre), Ward 6 (Mack). Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

12
0

RECOMMENDATION:

Staff recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Letter from Distinctive Homes requesting condition changes, with attached letters of support

MOTION:

MACK – APPROVED subject to conditions and amending Condition 2 as follows:

Conditions 2 and 3 of (Z-0057-99) and Condition 14 of TM-0055-02 shall be imposed as currently written, *except that a decorative block wall along the East boundary is not required.*

And adding the following condition:

- *The developer shall disclose in writing to homebuyers horses will be permitted on adjacent properties.*

– UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 92 – ROC-1928

MINUTES – Continued:

ATTORNEY JENNIFER LAZOVICH, Kummer Kaempfer Bonner & Renshaw, 3800 Howard Hughes Parkway, appeared on behalf of the applicant and requested a review of conditions. She indicated an initial condition required a horse corral within their site, but asked instead it be turned into 40,000 square feet of open space. Regarding Condition 2, she requested they not be required a decorative block wall along the east boundary. Therefore, MS LAZOVICH requested a sentence be added to Condition 2 as follows, “except that a decorative block wall along the east boundary is not required.” With respect to paving along Tropical Parkway, initially they had requested a waiver, but after meeting with Public Works staff, they agreed to comply with the condition, which is reflected in Condition 3. She also concurred with Condition 4 as written. ATTORNEY LAZOVICH requested a condition be added requiring the developer to disclose in writing to homebuyers horses may be allowed on adjacent property. The disclosure would alleviate horse owners’ concerns, as well as for the potential homebuyers.

MARGO WHEELER, Manager, Planning and Development Department, verified with ATTORNEY LAZOVICH Condition 1 remains as written and Condition 2 is amended to add the language regarding not requiring the decorative block wall along the east boundary.

BART ANDERSON, Public Works Department, confirmed with ATTORNEY LAZOVICH Condition 3 would also remain as written. COUNCILMAN MACK verified with MR. ANDERSON that temporary “Goecke” paving would be used in accordance with the access standards.

BARBARA JO RONEMUS, City Clerk, asked if the added disclosure condition was to be included into the motion. ATTORNEY LAZOVICH discussed with MS. WHEELER the developer is willing to include the disclosure regardless of whether it was included as an added condition. COUNCILMAN MACK requested it be imposed.

TODD FARLOW, 240 N 19th Street, supported the application.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(2:56 – 3:02)

4-619

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 92 – ROC-1928

CONDITIONS:

Planning and Development

1. Conditions #4 and 6 of Z-0079-98 and Condition #1 of Z-0057-99 shall be deleted.
2. Conditions #2 and 3 of Z-0057-99 and Condition #14 of TM-0055-02 shall be imposed as currently written.
3. Condition #12 of Z-0079-98 shall be revised as follows: Construct half-street improvements including appropriate overpaving on Tropical Parkway adjacent to this site and construct widened paving on Tropical Parkway from the west edge of this site westerly to Jones Boulevard and from the east edge of this site easterly to the existing improvements to the Leon Avenue alignment; temporary “Goecke” paving is acceptable for the widened paving. Construct full width improvements on Rowland Avenue and Smithsonian Way concurrent with development of this site as required by the Department of Public Works. If the required Vacation Applications are not approved by both the City and the County for Smithsonian Way, construct half-street improvements including appropriate overpaving on Smithsonian Way. All existing paving damaged or removed by this development shall be restored at its original location and to its original width concurrent with development of this site.
4. Condition #10 of TM-0055-02 shall be revised as follows: “A Master Streetlight plan for Tropical Parkway adjacent to this site shall be approved prior to the approval of any construction drawings for this site.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT**CITY COUNCIL MEETING OF: APRIL 16, 2003****DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

REVIEW OF CONDITION - PUBLIC HEARING - **ROC-2114 - DESERT LINCOLN MERCURY** - Request for a Review of Condition Number 10 of an approved Rezoning (Z-0048-87) which prohibited body or fender work at 5700 West Sahara Avenue (APN: 163-01-405-001, 002 and 003), R-E (Residence Estates) Zone under Resolution of Intent to P-R (Professional Office and Parking) and C-2 (General Commercial), U (Undeveloped) Zone [GC (General Commercial) General Plan Designation] under Resolution of Intent to P-R (Professional Office and Parking) and C-2 (General Commercial) Zones, Ward 1 (M. McDonald). Staff has NO RECOMMENDATION

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0**95****APPROVALS RECEIVED BEFORE:**

Planning Commission Mtg.
City Council Meeting

0**0****RECOMMENDATION:**

Staff has NO RECOMMENDATION.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after final agenda – Ninety-four Protest petitions.
5. Submitted at City Council – Traffic Study from Clark County Public Works Department

MOTION:

GOODMAN – ABEYANCE to 5/21/2003 – UNANIMOUS

NOTE: COUNCILMAN MACK disclosed Items 93, 94 and 95 are located close to Courtesy Automotive owned by Joseph Scala, with whom he has a financial relationship, but he will be voting as they have not discussed the items and there will be no impact.

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

SHAUN GRAHAM, 9909 Fox Springs, representing Desert Lincoln Mercury, requested approval on the Special Use Permit, asking for the same consideration as that given to Courtesy Olds in the past.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 93 – ROC-2114

MINUTES – Continued:

TODD FARLOW, 240 N. 19th Street, questioned whether landscaping had been completed along Westwind. ROBERT GENZER, Director, Planning and Development Department, pointed out that a Certificate of Occupancy was issued; therefore, he assumes the conditions were met.

GARY SWANCIGER, 2270 Westwind Road, objected to the request for a review of condition. The original request approved in 1987 specifically prohibited body or fender work on premises. A neighborhood meeting was held with both City and County representatives. At that time the residents agreed to consider the request based on certain conditions. MR. SWANCIGER indicated that a protest petition was submitted for the record. All homeowners are concerned about traffic, noise and paint odors. He submitted a copy of a traffic study from Clark County Public Works Department, which he read into the record. It is premature to approve the change of conditions without a traffic study. He requested the item be held in abeyance until a traffic study is completed. MAYOR GOODMAN concurred.

DEPUTY CITY ATTORNEY SCOTT advised that the Council could hold this in abeyance until the traffic study was completed, but felt it would be unclear what the study would reveal for a paint and body shop. MR. GRAHAM felt the issues were separate. They supported the neighbors on closure of the streets and replied they were being short sighted as the traffic study. The vacations could take as long as 1 to 1 1/2 years. He stated other businesses in the area have been afforded the privilege of paint and body shops. MAYOR GOODMAN commented that nobody in 1987 could have dreamed that the City would have progressed the way it has. Prior Councils did not have the foresight and vision for what would happen 20 or 30 years down the road.

BART ANDERSON, Public Works Department, explained there has been discussions with the County regarding the traffic study, but is unaware of plans by the City in conducting an investigation. The closings would be done in the County jurisdiction. While the City will work with the County, the City is not doing any studies.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: MAYOR GOODMAN directed staff to contact the County to obtain information regarding the traffic study.

NOTE: All discussion relating to Item 93 [ROC-2114], Item 94 [SUP-1408] and Item 95 [SDR-1407] was held under Item 93 [ROC-2114].

(3:02 – 3:15)

4-806

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

TABLED ITEM - SPECIAL USE PERMIT RELATED TO ROC-2114 - PUBLIC HEARING - **SUP-1408 - DESERT LINCOLN MERCURY** - Request for a Special Use Permit FOR AN AUTO PAINT & BODY SHOP IN CONJUNCTION WITH AN EXISTING NEW CAR DEALERSHIP (DESERT LINCOLN MERCURY) at 5700 West Sahara Avenue (APN: 163-01-405-001, 002 and 003), R-E (Residence Estates) Zone under Resolution of Intent to P-R (Professional Office and Parking) and C-2 (General Commercial), U (Undeveloped) Zone [GC (General Commercial) General Plan Designation] under Resolution of Intent to P-R (Professional Office and Parking) and C-2 (General Commercial) Zones, Ward 1 (M. McDonald). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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95

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

GOODMAN – ABEYANCE to 5/21/2003 – UNANIMOUS

NOTE: COUNCILMAN MACK disclosed Items 93, 94 and 95 are located close to Courtesy Automotive owned by Joseph Scala, with whom he has a financial relationship, but he will be voting as they have not discussed the items and there will be no impact.

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

There was no discussion.

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: All discussion relating to Item 93 [ROC-2114], Item 94 [SUP-1408] and Item 95 [SDR-1407] was held under Item 93 [ROC-2114].

(3:02 – 3:15)

4-806

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

TABLED ITEM - SITE DEVELOPMENT PLAN REVIEW RELATED TO ROC-2114 AND SUP-1408 - PUBLIC HEARING - **SDR-1407 - DESERT LINCOLN MERCURY** - Request for a Site Development Plan Review FOR AN AUTO PAINT AND BODY SHOP IN CONJUNCTION WITH AN EXISTING NEW CAR DEALERSHIP (DESERT LINCOLN MERCURY); A REDUCTION OF THE PERIMETER LANDSCAPING REQUIREMENTS; A WAIVER OF THE PARKING LOT LANDSCAPE FINGERS; A WAIVER OF THE REQUIRED LANDSCAPE PLANTER BETWEEN THE BUILDING AND THE PARKING AREA, AND A WAIVER OF THE PEDESTRIAN OPEN SPACE AND PLAZA REQUIREMENT on 7.75 acres at 5700 West Sahara Avenue (APN: 163-01-405-001, 002 and 003), R-E (Residence Estates) Zone under Resolution of Intent to P-R (Professional Office and Parking) and C-2 (General Commercial), U (Undeveloped) Zone [GC (General Commercial) General Plan Designation] under Resolution of Intent to P-R (Professional Office and Parking), C-2 (General Commercial) and C-2 (General Commercial) Zones, Ward 1 (M. McDonald). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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95

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

GOODMAN – ABEYANCE to 5/21/2003 – UNANIMOUS

NOTE: COUNCILMAN MACK disclosed Items 93, 94 and 95 are located close to Courtesy Automotive owned by Joseph Scala, with whom he has a financial relationship, but he will be voting as they have not discussed the items and there will be no impact.

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

There was no discussion.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 95 – SDR-1407

MINUTES - Continued:

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: All discussion relating to Item 93 [ROC-2114], Item 94 [SUP-1408] and Item 95 [SDR-1407] was held under Item 93 [ROC-2114].

(3:02 – 3:15)

4-806

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - **SDR-1667 - JANICE KRONICK GATH ON BEHALF OF CONCORDIA HOMES** - Request for a Site Development Plan Review FOR A PROPOSED 24-LOT SINGLE FAMILY RESIDENTIAL DEVELOPMENT on 5.50 acres adjacent to the south side of Stange Avenue, approximately 660 feet west of Cliff Shadows Parkway (APN: 137-01-201-013), U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation] [PROPOSED: PD (Planned Development)], Ward 4 (Brown). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:**Planning Commission Mtg.****0****City Council Meeting****0****APPROVALS RECEIVED BEFORE:****Planning Commission Mtg.****0****City Council Meeting****0****RECOMMENDATION:**

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after final agenda: Floor plans and elevations submitted by Carter Burgess

MOTION:

BROWN – APPROVED subject to conditions – UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

JEFFREY ARMSTRONG, 2727 S. Rainbow, appeared on behalf of Concordia Homes, and concurred with staff recommendations.

TODD FARLOW, 240 N 19th Street, questioned how the residents would access the open area located in the back of the development.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(3:15 – 3:17)

4-1262

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 96 – SDR-1667

CONDITIONS:

Planning and Development

1. A Rezoning (ZON-1666) to a PD (Planned Development) Zoning District approved by the City Council.
2. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
3. The applicant shall work with the master developer to determine the proportionate share of the cost of provision of infrastructure and services.
4. All development shall be in conformance with the site plan and building elevations, except as amended by conditions herein, including widening the access path to the open space which shall be a minimum of 20 feet.
5. The setbacks for this development shall be a minimum of 15 feet to the front of the house, 20 feet to the front of the garage as measured from back of sidewalk or from back of curb if no sidewalk is provided, 5 feet on the side and 10 feet in the rear.
6. The maximum building height shall be 2 stories or 35 feet, whichever is less.
7. The applicant shall contribute \$42,570.00 to partially support the development cost of Park #2 within the Lone Mountain West Master Plan Area unless an alternate development plan for Park #2 has been submitted to and recommended for approval by the Park Development Team. All appropriate written agreements and/or Master Plan amendments must be reviewed by the Planning and Development and Public Works Departments and approved by City Council prior to the revision or elimination of the payment requirement first noted above. If cash payment is made, such shall be collected by the Land Development Section prior to the issuance of any permits or release of a Final Map related to this site whichever may occur first. It is acknowledged that a different contribution amount may be decided upon when implementation of the Master Plan is resolved to be mutually acceptable within the terms of the Plan. If a developer-managed park construction effort is allowed by the revised Master Plan, a performance bond must be presented to the City prior to the issuance of any permits or release of a Final Map whichever may occur first.
8. A revised landscape plan shall be submitted for review and approval prior to submittal of any building permits for this site. The revised plan shall demonstrate compliance with the Lone Mountain West Development Plan plant palette and Urban Design Guidelines and Standards.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 96 – SDR-1667

CONDITIONS Continued:

9. Air conditioning units shall not be mounted on rooftops.
10. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Title 19.12.050.
11. Any property line wall shall comply with section 3.6 of the Lone Mountain West Master Development Plan and Design Standards. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated. The walls bordering the access path to the open space area shall have at least the upper 50% of the walls built using wrought iron, to give the path an open and secure feeling.
12. A fully operational fire protection system, including fire apparatus roads, fire hydrants and water supply, shall be installed and shall be functioning prior to construction of any combustible structures.
13. All City Code requirements and design standards of all City departments must be satisfied.

Public Works

14. Meet with the Traffic Engineering Representative in Land Development for assistance in the possible redesign of the proposed driveway access, on site circulation and overall layout prior to the submittal of any construction plans or the issuance of any permits, whichever may occur first. Entrances shall be designed, located and constructed in accordance with Standard Drawing #222A.
15. Meet with the Fire Protection Engineering Section of the Department of Fire Services prior to submittal of a Tentative Map for this site. The design and layout of all onsite private circulation and access drives shall meet the approval of the Department of Fire Services.
16. Site development to comply with all applicable conditions of approval for ZON-1666 and all other subsequent site-related actions.
17. The final layout of the subdivision shall be determined at the time of approval of the Tentative Map.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - **SDR-1776 - LB LVTC II, LIMITED LIABILITY COMPANY ON BEHALF OF THOMAS & MACK DEVELOPMENT GROUP, LIMITED LIABILITY COMPANY** - Request for a Site Development Plan Review FOR A PROPOSED TWO-STORY OFFICE COMPLEX (TWO 35,800 SQUARE FOOT BUILDINGS) on 4.9 acres adjacent to the southwest corner of Trinity Peak Drive and Fire Mesa Street (APN: 138-15-410-026), C-PB (Planned Business Park) Zone, Ward 4 (Brown). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

BROWN – APPROVED subject to conditions – UNANIMOUS with MAYOR GOODMAN abstaining due to a business relationship with one of the partners on a non-related issue.

MINUTES:

MAYOR GOODMAN opened the Public Hearing and declared his abstention.

HOWARD THOMPSON, 400 North Stephanie, Henderson, appeared on behalf of Thomas & Mack Development Group, concurred with staff recommendation and requested approval.

No one appeared in opposition.

There was no discussion.

MAYOR PRO TEM REESE declared the Public Hearing closed.

NOTE: All discussion relating to Item 97 [SDR-1776] and Item 98 [SDR-1778] was held under Item 97 [SDR-1776].

(3:17 – 3:20)

4-1374

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 97 – SDR-1776

CONDITIONS:

Planning and Development

1. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
2. All development shall be in conformance with the site plan and building elevations, except as amended by conditions herein.
3. Prior to the submittal of a building permit, the applicant shall meet with Planning and Development Department staff to develop a comprehensive address plan for the subject site. A copy of the approved address plan shall be submitted with any future building permit applications related to the site.
4. Landscape materials (trees and shrubs) shall meet the minimum requirements of the Las Vegas Urban Design Guidelines and Standards, which include 24-inch box tree planted 20-feet on center along all roadways, and planted 30-feet on center along all interior property lines. In addition, four 5-gallon shrubs shall be planted in addition to each 24-inch box tree.
5. Landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner. [Failure to properly maintain required landscaping and underground sprinkler systems shall be cause for revocation of a business license.]
6. A landscaping plan must be submitted prior to or at the same time application is made for a building permit.
7. All mechanical equipment, air conditioners and trash areas shall be fully screened in views from the abutting streets.
8. Parking lot lighting standards shall be no more than 20 feet in height and shall utilize 'shoe-box' fixtures and downward-directed lights. Wallpack lighting shall utilize 'shoe-box' fixtures and downward-directed lights on the proposed building. Non-residential property lighting shall be directed away from residential property or screened, and shall not create fugitive lighting on adjacent properties.
9. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Municipal Code Section 19.12.050.
10. Any property line wall shall be a decorative block wall, with at least 20 percent contrasting materials. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 97 – SDR-1778

CONDITIONS Continued:

11. A fully operational fire protection system, including fire apparatus roads, fire hydrants and water supply, shall be installed and shall be functioning prior to construction of any combustible structures.
12. All City Code requirements and design standards of all City departments must be satisfied.

Public Works

13. Remove all substandard public street improvements, if any, adjacent to this site and replace with new improvements meeting current City Standards concurrent with on-site development activities.
14. Meet with the Traffic Engineering Representative in Land Development for assistance in the possible redesign of the proposed driveway access, on site circulation and parking lot layout prior to the submittal of any construction plans or the issuance of any permits, whichever may occur first. Driveways shall be designed, located and constructed in accordance with Standard Drawing #222A.
15. An update to the previously approved master Traffic Impact Analysis must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings. Comply with the recommendations of the approved Traffic Impact Analysis prior to occupancy of the site. The Traffic Impact Analysis shall also include a section addressing Standard Drawings #234.1 #234.2 and #234.3 to determine additional right-of-way requirements for bus turnouts adjacent to this site, if any; dedicate all areas recommended by the approved Traffic Impact Analysis. All additional rights-of-way required by Standard Drawing #201.1 for exclusive right turn lanes and dual left turn lanes shall be dedicated prior to or concurrent with the commencement of on-site development activities unless specifically noted as not required in the approved Traffic Impact Analysis. Phased compliance will be allowed if recommended by the approved Traffic Impact Analysis. No recommendation of the approved Traffic Impact Analysis, nor compliance therewith, shall be deemed to modify or eliminate any condition of approval imposed by the Planning Commission or the City Council on the development of this site.
16. An update to the previously approved Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any grading or building permits, or the submittal of any construction drawings, whichever may occur first. Provide and improve all drainageways as recommended in the approved drainage plan/study.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

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DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW RELATED TO SDR-1776 - PUBLIC HEARING - **SDR-1778 - LB LVTC II, LIMITED LIABILITY COMPANY ON BEHALF OF THOMAS & MACK DEVELOPMENT GROUP, LIMITED LIABILITY COMPANY** - Request for a Site Development Plan Review FOR A PROPOSED 23,000 SQUARE FOOT ONE-STORY OFFICE BUILDING on approximately 2.2 acres adjacent to the east side of Fire Mesa Street, approximately 660 feet south of Peak Drive (portion of APN: 138-15-310-023), C-PB (Planned Business Park) Zone, Ward 4 (Brown). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

BROWN – APPROVED subject to conditions – UNANIMOUS with MAYOR GOODMAN abstaining due to a business relationship with one of the partners on a non-related issue.

MINUTES:

MAYOR GOODMAN opened the Public Hearing and declared his abstention.

HOWARD THOMPSON, 400 North Stephanie, Henderson, appeared on behalf of Thomas & Mack Development Group, concurred with staff recommendation and requested approval.

No one appeared in opposition.

There was no discussion.

MAYOR PRO TEM REESE declared the Public Hearing closed.

NOTE: All discussion relating to Item 97 [SDR-1776] and Item 98 [SDR-1778] was held under Item 97 [SDR-1776].

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 98 – SDR-1778

CONDITIONS:

Planning and Development

1. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
2. All development shall be in conformance with the site plan and building elevations, except as amended by conditions herein.
3. Prior to the submittal of a building permit, the applicant shall meet with Planning and Development Department staff to develop a comprehensive address plan for the subject site. A copy of the approved address plan shall be submitted with any future building permit applications related to the site.
4. Landscape materials (trees and shrubs) shall meet the minimum requirements of the Las Vegas Urban Design Guidelines and Standards, which include tree and plant size.
5. Landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner. [Failure to properly maintain required landscaping and underground sprinkler systems shall be cause for revocation of a business license.]
6. A landscaping plan must be submitted prior to or at the same time application is made for a building permit.
7. All mechanical equipment, air conditioners and trash areas shall be fully screened in views from the abutting streets.
8. Parking lot lighting standards shall be no more than 20 feet in height and shall utilize 'shoe-box' fixtures and downward-directed lights. Wallpack lighting shall utilize 'shoe-box' fixtures and downward-directed lights on the proposed building. Non-residential property lighting shall be directed away from residential property or screened, and shall not create fugitive lighting on adjacent properties.
9. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Title 19.12.050.
10. Any property line wall shall be a decorative block wall, with at least 20 percent contrasting materials. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 98 – SDR-1778

CONDITIONS Continued:

11. A fully operational fire protection system, including fire apparatus roads, fire hydrants and water supply, shall be installed and shall be functioning prior to construction of any combustible structures.
12. All City Code requirements and design standards of all City departments must be satisfied.

Public Works

13. Remove all substandard public street improvements, if any, adjacent to this site and replace with new improvements meeting current City Standards concurrent with on-site development activities.
14. Meet with the Traffic Engineering Representative in Land Development for assistance in the possible redesign of the proposed driveway access, on site circulation and parking lot layout prior to the submittal of any construction plans or the issuance of any permits, whichever may occur first. Driveways shall be designed, located and constructed in accordance with Standard Drawing #222A.
15. An update to the previously approved master Traffic Impact Analysis must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings. Comply with the recommendations of the approved Traffic Impact Analysis prior to occupancy of the site. The Traffic Impact Analysis shall also include a section addressing Standard Drawings #234.1 #234.2 and #234.3 to determine additional right-of-way requirements for bus turnouts adjacent to this site, if any; dedicate all areas recommended by the approved Traffic Impact Analysis. All additional rights-of-way required by Standard Drawing #201.1 for exclusive right turn lanes and dual left turn lanes shall be dedicated prior to or concurrent with the commencement of on-site development activities unless specifically noted as not required in the approved Traffic Impact Analysis. Phased compliance will be allowed if recommended by the approved Traffic Impact Analysis. No recommendation of the approved Traffic Impact Analysis, nor compliance therewith, shall be deemed to modify or eliminate any condition of approval imposed by the Planning Commission or the City Council on the development of this site.
16. An update to the previously approved Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any grading or building permits, or the submittal of any construction drawings, whichever may occur first. Provide and improve all drainageways as recommended in the approved drainage plan/study.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

ABEYANCE ITEM - MASTER SIGN PLAN - PUBLIC HEARING - **MSP-1409 - D. 2801 WESTWOOD, INC.** - Request for a Master Sign Plan Review FOR AN APPROVED SEXUALLY ORIENTED BUSINESS (LE ROUGE GENTLEMEN'S CLUB) adjacent to the northwest corner of Westwood Drive and Red Oak Avenue (APN: 162-08-604-001 and 162-09-102-004), M (Industrial) Zone, Ward 1 (M. McDonald). Staff recommends DENIAL. The Planning Commission (5-1-1 vote) recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

Staff recommends DENIAL. The Planning Commission (5-1-1 vote) recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

REESE – APPROVED subject to conditions and adding a condition that the sign should be in compliance with the April 15, 2003 plan and limited to 50 feet in height. – **UNANIMOUS** with M. McDONALD abstaining due to a business relationship with Show Media and MACK abstaining because MK², with which he is affiliated, has a contract with the owners of this business

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

MAYOR GOODMAN verified with CITY CLERK BARBARA RONEUMUS that the number of Councilmen required for the vote to carry would be four. DEPUTY CITY ATTORNEY BRYAN SCOTT verified the same.

ATTORNEY JENNIFER LAZOVICH, Kummer Kaempfer Bonner & Renshaw, 3800 Howard Hughes Parkway, appeared on behalf of the applicant and indicated that the location of the sign is on the east side of I15. Originally the sign was designed to be approximately 60 feet in height, but they are changing that height to 50 feet.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 99 – MSP-1409

MINUTES – Continued:

ATTORNEY LAZOVICH clarified with COUNCILWOMAN McDONALD that the sign would be a maximum of 50 feet and match the height of the building. The sign will not impact any residential homes. Additionally, Palace Station Hotel/Casino rooms do not directly face the sign. COUNCILWOMAN McDONALD questioned the type of images to be depicted on the sign. ATTORNEY LAZOVICH replied that the bottom picture would advertise businesses located inside the building and the upper sign the actual club. DEPUTY CITY ATTORNEY BRYAN SCOTT cautioned the Council on discussing only the height of the sign and not its content. ATTORNEY LAZOVICH indicated that the owner of the sign does a very tasteful operation.

COUNCILMAN REESE stated Palace Station has a day care center across the freeway and requested the sign be in good taste, as children would be playing outside. COUNCILMAN WEEKLY stated he looked at the sign from the other side of the freeway and noted the playground is in the rear of their building, so the sign would not present a problem.

COUNCILMAN BROWN discussed with ROBERT GENZER, Director, Planning and Development Department, that the entitlement of the sign is 40 feet and that they have come down from 60 feet to 50 feet. MR. GENZER added that if approved, a specific condition would be required because the design that was submitted to staff reflects 60 feet. COUNCILMAN BROWN expressed concern that the 60 feet was excessive. In the event this area is developed it would be unwise to have a host of signs at the 60-foot height. ATTORNEY LAZOVICH stated they are proposing a 50-foot sign and would agree to the condition.

MARGO WHEELER, Manager Planning and Development, stated that the signage proof should be as submitted on the 4/15/2003 site plan, as this is a new plan today.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(3:20 – 3:28)

4-1466

CONDITIONS:

Planning and Development

1. All signage shall have proper permits obtained through the Building and Safety Department.
2. The Freestanding sign shall be setback a minimum of five feet from any public right-of-way. In addition, the sign shall be set back from any driveway or street intersection so as not to create a sight restriction.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 99 – MSP-1409

CONDITIONS Continued:

3. A Master Sign Plan will be required for any future signs on this site.

Public Works

4. Site development to comply with all applicable conditions of approval for Site Development Plan Review SD-0063-01 and all other subsequent site-related actions.
5. Signs shall not be located within existing or proposed public sewer or drainage easements, or interfere with Site Visibility Restriction Zones.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

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DISCUSSION

SUBJECT:

ABEYANCE ITEM - MASTER SIGN PLAN - PUBLIC HEARING - **MSP-1717 - PECCOLE 1982 TRUST** - Request for a Master Sign Plan FOR AN APPROVED 58,040 SQUARE FOOT RETAIL CENTER adjacent to the west side of Fort Apache Road, approximately 600 feet south of Charleston Boulevard (APN: 163-05-110-003), C-1 (Limited Commercial) Zone, Ward 2 (L.B. McDonald). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

L.B. McDONALD – APPROVED subject to conditions – UNANIMOUS with M. McDONALD abstaining due to a future business relationship with one of the Peccole partners

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

CLYDE SPITZE, AMEC Engineering, 3045 Byrd Street appeared on behalf of the applicant and concurred with staff recommendations.

COUNCILWOMAN McDONALD verified with MR. SPITZE that there would be no sign or flashing lights on the east side.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(3:28 – 3:29)

4-1803

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 100 – MSP-1717

CONDITIONS:

Planning and Development

1. Site development to comply with all applicable conditions of approval for the Site Development Plan Reviews (SDR-1048) and (SDR-1318) and all other subsequent site-related actions as required by the Planning and Development Department.
2. The electronic message unit on the east sign face of the freestanding ground sign shall be deleted from the request. A 96 square foot sign may be constructed in place of the electronic message unit but may only be interior-lit or lighted with direct white light. The direct lighting fixtures shall be aimed up and/or away from the residential property to the east.
3. Messages displayed on the electronic message units shall not flash or produce a strobe effect.
4. No wall signage shall be permitted on the south and west elevations of the retail building.
5. The approved Master Sign Plan shall be submitted to the Peccole Ranch Community Association Design Review Committee for review and acceptance prior to the time application is made for any signs on this site.
6. The colors and materials for the freestanding sign shall be compatible with the building on the site.
7. Conformance to the sign and building elevations as submitted, except as amended by conditions herein.
8. All signage shall have proper permits obtained through the Building and Safety Department.
9. Illumination of signs shall comply with Title 19.14.070 Residential Protection Standards of the Zoning Code.
10. The freestanding ground sign shall be setback a minimum of five feet from any public right-of-way and all property lines. In addition, the sign shall be set back from any driveway or street intersection so as not to create a sight restriction.
11. Address numbers shall be provided as required by the Planning and Development Department.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 100 – MSP-1717

CONDITIONS Continued:

12. No temporary signage shall be allowed on the site without the approval of a Temporary Sign Permit from the Planning and Development Department.

Public Works

13. Site development to comply with all applicable conditions of approval for Site Development Plan Review SDR-1048 and all other subsequent site-related actions.
14. Signs shall not be located within existing or proposed public sewer or drainage easements, or interfere with Site Visibility Restriction Zones.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

VACATION - PUBLIC HEARING - VAC-1777 - HENRY AND JUDITH SMITH -
Petition to vacate a portion of Lexington Street generally located north of Balzar Avenue, Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

WEEKLY – APPROVED subject to conditions – UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

HENRY SMITH, AMEC Engineering, 3045 Byrd Street, appeared on behalf of the applicant and concurred with staff recommendations.

No one appeared in opposition.

There was no discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(3:29 – 3:30)

4-1856

CONDITIONS:

Planning and Development

1. This Petition of Vacation shall be amended to retain 20 foot radii at the northeast corner of Lexington Street and Balzar Avenue and the southeast corner of Lexington Street and Bartlett Avenue

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 101 – VAC-1777

CONDITIONS Continued:

2. Prior to the recordation of an Order of Vacation all public improvements, if any, adjacent to and in conflict with this vacation application are to be modified, as necessary, at the applicant's expense, or such modifications shall be guaranteed by provision of sufficient security for the performance thereof in accordance with the Subdivision Ordinance of the City of Las Vegas.
3. Reservation of easements for the facilities of the various utility companies together with reasonable ingress thereto and egress therefrom shall be provided if required.
4. All development shall be in conformance with code requirements and design standards of all City departments
5. The Order of Vacation shall not be recorded until all of the above conditions have been met provided, however, that conditions requiring modification of public improvements may be fulfilled for purposes of recordation by providing sufficient security for the performance thereof in accordance with the Subdivision Ordinance of the City of Las Vegas. City Staff is empowered to modify this application if necessary because of technical concerns or because of other related review actions as long as current City right-of-way requirements are still complied with and the intent of the vacation application is not changed. If applicable, a five foot wide easement for public streetlight and fire hydrant purposes shall be retained on all vacation actions abutting public street corridors that will remain dedicated and available for public use. Also, if applicable and where needed, public easement corridors and sight visibility or other easements that would/should cross any right-of-way being vacated must be retained.
6. If the Order of Vacation is not recorded within one (1) year after approval by the City Council or an Extension of Time is not granted by the Planning Director, then approval will terminate and a new petition must be submitted.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

ABEYANCE ITEM - REQUIRED FIVE YEAR REVIEW - VARIANCE - PUBLIC HEARING - **RQR-1704 - FERRIS INVESTMENTS, INC. ON BEHALF OF CLEAR CHANNEL OUTDOOR** - Required Five Year Review of an approved Variance [V-0026-88(2)] WHICH ALLOWED A 14 FOOT X 48 FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN AT A HEIGHT OF 65 FEET WHERE 40 FEET IS THE MAXIMUM HEIGHT ALLOWED at 2002 Highland Avenue (APN: 162-04-301-008), M (Industrial) Zone, Ward 1 (M. McDonald). Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

REESE – APPROVED subject to conditions and amending Condition 1 to a two year review - **UNANIMOUS** with M. McDONALD disclosing he would be abstaining on Items 102, 103, 104, 105 and 106 due to an unresolved conflict, as the items are all sign related

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

MISTY BAIER, Clear Channel Outdoor, 1211 W. Bonanza Road, appeared on behalf of the applicant and concurred with staff conditions and the two-year review.

TODD FARLOW, 240 N. 19th Street, requested signs be dressed up and include neon to look like Vegas.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 102 – RQR-1704

MINUTES – Conditions:

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(3:30 – 3:33)

4-1890

CONDITIONS:

Planning and Development

1. The Variance shall be reviewed in five (5) years at which time the City Council may require the off-premise sign to be removed. The applicant shall be responsible for notification costs of the review. Failure to pay the City for these costs may result in a requirement that the off-premise advertising (billboard) sign is removed.
2. The off-premise advertising (billboard) sign and its supporting structure shall be properly maintained and kept free of graffiti at all times. Failure to perform the required maintenance may result in fines and/or removal of the off-premise advertising (billboard) sign.
3. The property owner shall keep the property properly maintained and graffiti-free at all times. Failure to perform required maintenance may result in fines and/or removal of the off-premise sign.
4. Only one advertising sign is permitted per sign face.
5. The metal screening portion of the sign shall be repainted, as required by the Planning and Development Department, within 30 days of final approval by City Council. Failure to perform the required painting may result in fines and/or removal of the off-premise advertising (billboard) sign.
6. If the existing off-premise advertising sign structure is removed, this Variance shall be expunged and a new off-premise advertising sign structure shall not be erected in the same location unless: (1) a Special Use Permit is approved for the new structure by the City Council, or (2) the location is in compliance with all applicable standards of Title 19 of the Las Vegas Municipal Code including, but not limited to, distance separation requirements, or (3) a Variance to the applicable standards of Title 19 has been approved for the new structure by the City Council.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 102 – RQR-1704

CONDITIONS – Conditions:

7. All City Code requirements and design standards of all City Departments shall be satisfied.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

ABEYANCE ITEM - REQUIRED FIVE YEAR REVIEW - VARIANCE - PUBLIC HEARING - **RQR-1706 - MORDECHAI YERUSHALMI ON BEHALF OF CLEAR CHANNEL OUTDOOR** - Required Five Year Review of an approved Variance [V-0025-88(2)] WHICH ALLOWED A 14 FOOT X 48 FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN AT A HEIGHT OF 80 FEET WHERE 40 FEET IS THE MAXIMUM HEIGHT ALLOWED at 2130 Highland Avenue (APN: 162-04-402-001), M (Industrial) Zone, Ward 1 (M. McDonald). Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

REESE – APPROVED subject to conditions and amending Condition 1 to a two year review – **UNANIMOUS** with M. McDONALD disclosing he would be abstaining on Items 102, 103, 104, 105 and 106 due to an unresolved conflict, as the items are all sign related

NOTE: MAYOR GOODMAN disclosed that he has been a customer at MR. YERUSHALMI'S business and does not feel his personal relationship would affect his vote. DEPUTY CITY ATTORNEY SCOTT advised that he could vote on this item, as he has not discussed this matter with MR. YERUSHALMI.

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

MISTY BAIER, Clear Channel Outdoor, 1211 W. Bonanza Road, appeared on behalf of the applicant and concurred with staff conditions and the two-year review.

No one appeared in opposition.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 103 – RQR-1706

MINUTES – Continued:

There was no discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(3:33 – 3:34)

4-1990

CONDITIONS:

Planning and Development

1. The Variance shall be reviewed in five (5) years at which time the City Council may require the off-premise sign to be removed. The applicant shall be responsible for notification costs of the review. Failure to pay the City for these costs may result in a requirement that the off-premise advertising (billboard) sign is removed.
2. The off-premise advertising (billboard) sign and its supporting structure shall be properly maintained and kept free of graffiti at all times. Failure to perform the required maintenance may result in fines and/or removal of the off-premise advertising (billboard) sign.
3. The property owner shall keep the property properly maintained and graffiti-free at all times. Failure to perform required maintenance may result in fines and/or removal of the off-premise sign.
4. Only one advertising sign is permitted per sign face.
5. All of the supporting structure shall be repainted, as required by the Planning and Development Department, within 30 days of final approval by City Council. Failure to perform the required painting may result in fines and/or removal of the off-premise advertising (billboard) sign.
6. If the existing off-premise advertising sign structure is removed, this Variance shall be expunged and a new off-premise advertising sign structure shall not be erected in the same location unless: (1) a Special Use Permit is approved for the new structure by the City Council, or (2) the location is in compliance with all applicable standards of Title 19 of the Las Vegas Municipal Code including, but not limited to, distance separation requirements, or (3) a Variance to the applicable standards of Title 19 has been approved for the new structure by the City Council.
7. All City Code requirements and design standards of all City Departments shall be satisfied.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

ABEYANCE ITEM - REQUIRED FIVE YEAR REVIEW - VARIANCE - PUBLIC HEARING - **RQR-1708 - O'ROURKE FAMILY, LIMITED PARTNERSHIP ON BEHALF OF CLEAR CHANNEL OUTDOOR** - Required Five Year Review of an approved Variance [V-0024-88(2)] WHICH ALLOWED A 14 FOOT X 48 FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN AT A HEIGHT OF 65 FEET, WHERE 40 FEET IS THE MAXIMUM HEIGHT ALLOWED AND TO ALLOW THE SIGN TO BE 730 FEET FROM ANOTHER OFF-PREMISE ADVERTISING (BILLBOARD) SIGN WHERE 750 FEET IS THE MINIMUM DISTANCE SEPARATION REQUIRED at 1716 South Highland Avenue (APN: 162-04-301-002), M (Industrial) Zone, Ward 1 (M. McDonald). Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

REESE – APPROVED subject to conditions and amending Condition 1 to a two year review – **UNANIMOUS** with M. McDONALD disclosing he would be abstaining on Items 102, 103, 104, 105 and 106 due to an unresolved conflict, as the items are all sign related.

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

MISTY BAIER, Clear Channel Outdoor, 1211 W. Bonanza Road, appeared on behalf of the applicant and concurred with staff conditions and the two-year review.

No one appeared in opposition.

There was no discussion.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 104 – RQR-1708

MINUTES – Continued:

MAYOR GOODMAN declared the Public Hearing closed.

(3:34 – 3:35)

4-2058

CONDITIONS:

Planning and Development

1. The Variance shall be reviewed in five (5) years at which time the City Council may require the off-premise sign to be removed. The applicant shall be responsible for notification costs of the review. Failure to pay the City for these costs may result in a requirement that the off-premise advertising (billboard) sign is removed.
2. The off-premise advertising (billboard) sign and its supporting structure shall be properly maintained and kept free of graffiti at all times. Failure to perform the required maintenance may result in fines and/or removal of the off-premise advertising (billboard) sign.
3. The property owner shall keep the property properly maintained and graffiti-free at all times. Failure to perform required maintenance may result in fines and/or removal of the off-premise sign.
4. Only one advertising sign is permitted per sign face.
5. The metal screening portion of the sign shall be repainted, as required by the Planning and Development Department, within 30 days of final approval by City Council. Failure to perform the required painting may result in fines and/or removal of the off-premise advertising (billboard) sign.
6. If the existing off-premise advertising sign structure is removed, this Variance shall be expunged and a new off-premise advertising sign structure shall not be erected in the same location unless: (1) a Special Use Permit is approved for the new structure by the City Council, or (2) the location is in compliance with all applicable standards of Title 19 of the Las Vegas Municipal Code including, but not limited to, distance separation requirements, or (3) a Variance to the applicable standards of Title 19 has been approved for the new structure by the City Council.
7. All City Code requirements and design standards of all City Departments shall be satisfied.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

ABEYANCE ITEM - VARIANCE - PUBLIC HEARING - **VAR-1554** - **TEDDY ENTERPRISES & ASSOCIATES ON BEHALF OF LAMAR OUTDOOR ADVERTISING** - Appeal filed by Lamar Outdoor Advertising from the Denial by the Planning Commission of a request for a Variance TO ALLOW A FIFTY-FOOT TALL OFF-PREMISE ADVERTISING (BILLBOARD) SIGN WHERE FORTY FEET IS THE MAXIMUM HEIGHT PERMITTED at 3421 West Sahara Avenue (APN: 162-08-110-001), C-1 (Limited Commercial) Zone, Ward 1 (M. McDonald). The Planning Commission (7-0 vote) and staff recommend DENIAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend DENIAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Appeal letter from Lamar Outdoor Advertising
5. Submitted after final agenda – Letter requesting withdrawal

MOTION:

REESE – WITHDRAWN WITHOUT PREJUDICE – Motion carried with M. McDONALD disclosing he would be abstaining on Items 102, 103, 104, 105 and 106 due to an unresolved conflict, as the items are all sign related, and with MACK not voting

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

ROBERT GENZER, Director, Planning and Development Department, indicated that a late request was received to withdraw Item 105 [VAR-1554].

COUNCILMAN REESE informed MAYOR GOODMAN that COUNCILMAN McDONALD could not participate in the discussion of Items 105 [VAR-1554] and 106 [SUP-1555] as he needs to abstain.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 105 – VAR-1554

MINUTES – Continued:

SCOTT NAFTZGER, Lamar Outdoor Advertising, 1863 Helm Drive, appeared on behalf of the applicant and requested that Item 105 [VAR-1554] be withdrawn and action be taken on Item 106 [SUP-1555].

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: See Item 106 [SUP-1555] for related discussion.

(1:16 – 1:18/3:35 – 3:37)

3-275/4-2116

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

ABEYANCE ITEM - SPECIAL USE PERMIT RELATED TO VAR-1554 - PUBLIC HEARING - SUP-1555 - **TEDDY ENTERPRISES & ASSOCIATES ON BEHALF OF LAMAR OUTDOOR ADVERTISING** - Appeal filed by Lamar Outdoor Advertising from the Denial by the Planning Commission of a request for a Special Use Permit FOR A PROPOSED 50-FOOT TALL, 14 FOOT BY 48 FOOT, OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 3421 West Sahara Avenue (APN: 162-08-110-001), C-1 (Limited Commercial) Zone, Ward 1 (M. McDonald). The Planning Commission (7-0 vote) and staff recommend DENIAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend DENIAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Appeal letter from Lamar Outdoor Advertising
5. Submitted at City Council – Photograph of the sign to be removed

MOTION:

REESE – Granted the Appeal; thereby **APPROVING** the Special Use Permit subject to conditions and amending Condition 5 to a three year review and the following added conditions:

- The sign be limited to the 40-feet allowed by the code.
- *The non-conforming sign located between Sahara Avenue and St. Louis on Paradise Road shall be removed.*

– Motion carried with M. McDONALD disclosing he would be abstaining on Items 102, 103, 104, 105 and 106 due to an unresolved conflict, as the items are all sign related, and WEEKLY not voting

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 106 – SUP-1555

MINUTES – Continued:

SCOTT NAFTZGER, Lamar Outdoor Advertising, 1863 Helm Drive, appeared on behalf of the applicant and explained the sign complies with the code. A four-story Wells Fargo office building acts as buffer from residential, as well as an Enterprise Rental Car and a check cashing company. There is no impact on the residential in this area. He offered to remove the non-conforming sign located within the redevelopment area. This sign is only 60 feet from residential and could never be built under the existing code. MR. NAFTZGER referred to staff's report wherein they found the proposed sign at this location could be erected in a manner compatible with the adjacent commercial use and there would be no physical constraints on the surrounding properties.

COUNCILMAN REESE verified with MR. NAFTZGER that the non-conforming sign is located between Sahara Avenue and St. Louis on Paradise Road. COUNCILMAN REESE thanked the applicant for bringing forth an application that complies with all conditions and imposed a three-year review, and the removal of the non-conforming sign. DEPUTY CITY ATTORNEY BRYAN SCOTT asked that the applicant submit for the record the photograph of the sign to be removed.

ROBERT GENZER, Director, Planning and Development Department, recommended that a condition be added that the sign be limited to the 40-feet allowed by the code. MR. NAFTZGER concurred.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: See Item 105 [VAR-1554] for related discussion.

(3:37 – 3:40)

4-2185

CONDITIONS:

Planning and Development

1. Conformance to all Minimum Requirements under Title 19.14. for an Off-Premise Sign use.
2. This Special Use Permit shall expire two years from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 106 – SUP-1555

CONDITIONS – Continued:

3. All City Code requirements and design standards of all City departments must be satisfied.
4. No sign certificate shall be issued for an individual off-premise sign unless and until a site plan for the parcel on which the sign will be erected has been submitted to and approved by the Director. The site plan shall include the following:
 - a. An accurate site plan of the parcel, at the scale the Director requires;
 - b. The location of buildings, parking lots, driveways and landscaped areas on the parcel;
 - c. An accurate indication of the location of all existing and proposed off-premise signs;
 - d. Drawings which allow the computation of sign area and the height of any off premise signs and which indicate any sign characteristics such as illumination, embellishment areas or moving parts.
5. The Special Use Permit shall be reviewed in two years at which time the City Council may require the off-premise sign to be removed. The applicant shall be responsible for notification costs of the review. Failure to pay the City for these costs may result in a requirement that the off-premise advertising (billboard) sign is removed.
6. If the existing off-premise advertising sign structure is removed, this Special Use Permit shall be expunged and a new off-premise advertising sign structure shall not be erected in the same location unless: (1) a new Special Use Permit is approved for the new structure by the City Council, or (2) the location is in compliance with all applicable standards of Title 19A including, but not limited to, distance separation requirements, or (3) a Variance to the applicable standards of Title 19A has been approved for the new structure by the City Council.
7. The off-premise advertising (billboard) sign and its supporting structure shall be properly maintained and kept free of graffiti at all times. Failure to perform the required maintenance may result in fines and/or removal of the off-premise advertising (billboard) sign.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 106 – SUP-1555

CONDITIONS – Continued:

8. The off-premise advertising sign (billboard) supporting structure shall be redesigned to finish materials to complement the existing on-site building. The entire face-area of both sides of the off-premise advertising (billboard) sign shall be signage area or its border framework; none of the supporting structure shall be visible aside from the support pole.
9. The property owner shall keep the property properly maintained and graffiti-free at all times. Failure to perform required maintenance may result in fines and/or removal of the off-premise sign.
10. Only one advertising sign is permitted per sign face.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

ABEYANCE ITEM - VARIANCE - PUBLIC HEARING - **VAR-1698 - CAR SPA WARM SPRINGS VALLEY VIEW** - Appeal filed by Terrible Herbst Oil Company from the Denial by the Planning Commission of a request for a Variance TO ALLOW A 100-FOOT TALL FLAG POLE WHERE A 40-FOOT TALL FLAG POLE IS THE MAXIMUM HEIGHT PERMITTED at 3650 West Sahara Avenue (APN: 162-05-402-002), C-1 (Limited Commercial) Zone, Ward 1 (M. McDonald). The Planning Commission (3-3-1 vote on a motion for approval) vote ended in a tie; which is tantamount to DENIAL. Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

The Planning Commission (3-3-1 vote on a motion for approval) vote ended in a tie; which is tantamount to DENIAL. Staff recommends APPROVAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Appeal letter from Terrible Herbst Oil Company

MOTION:

M. McDONALD – Granted the Appeal; thereby APPROVING the Variance subject to conditions – Motion carried with L.B. McDONALD voting NO

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

MAYOR GOODMAN questioned if anyone in attendance was representing the applicant, CAR SPA WARM SPRINGS. COUNCILMAN McDONALD stated the applicant was here earlier and had talked with SEAN HIGGINS who has met with some of the neighbors and no complaints have been received. This is a standard proposal they have with the Herbst Corporation.

TOM McGOWAN, Las Vegas resident, opposed to the American flag being used as commercial signage. The sign is inappropriate and inconsistent with code. TODD FARLOW, 240 N. 19TH Street, concurred with MR. McGOWAN and felt the flag is being used as a sign.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 107 – VAR-1698

MINUTES – Continued:

MAYOR GOODMAN stated he disagreed with the two speakers. COUNCILWOMAN McDONALD questioned the height of the flag being 100 feet at each location.

ROBERT GENZER, Planning and Development Department, referred to the picture being shown on the monitor, depicting a flag height of 55 feet. Approval of 100 feet was recommended, however staff was unaware the existing flagpole could be seen from the single-family residential area. This is a commercial corridor and there may be room to raise the height, but is questionable whether or not the 100 feet is necessary.

COUNCILMAN McDONALD agreed with the use of the American flag by Terrible Herbst and felt it was not disrespectful. MAYOR GOODMAN explained the reason he would support this application and did not support another application in the past was because that flag was in a residential area, and there was a question concerning the sound of the flag waving.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(3:40 – 3:46)

4-2340

CONDITIONS:

Planning and Development

1. This Variance shall expire two years from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.
2. No more than one flag for any one governmental unit or nation is permitted on each parcel of land.
3. No more than four flags are permitted on the same parcel of land.
4. Conformance to the Conditions of Approval for Special Use Permits (U-0014-99 and U-0020-99).

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

VARIANCE - PUBLIC HEARING - **VAR-1746 - JESUS DORAME** - Request for a Variance TO ALLOW AN EXISTING CARPORT A 0.3 FEET SIDE YARD SETBACK WHERE FIVE FEET IS THE MINIMUM REQUIRED AND TO ALLOW A DETACHED ACCESSORY STRUCTURE ONE FOOT FROM THE SIDE PROPERTY LINE WHERE THREE FEET IS THE MINIMUM REQUIRED on 0.17 acres at 1615 Chapman Drive (APN: 162-02-116-021), R-1 (Single Family Residential) Zone, Ward 3 (Reese). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after final agenda – Letter from Pablo Garcia
5. Submitted at City Council – Support letter from Violet Graff

MOTION:

REESE – APPROVED subject to condition – UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

JESUS DORAME, 1615 Chapman Drive, applicant, stated he built the carport without requesting permits and realized the mistake, but his neighbors are not opposed.

TODD FARLOW, 240 N. 19TH Street, expressed opposition to MR. DORAME'S carport.

COUNCILMAN REESE requested applicant's approval letter from the neighbor be submitted for the record. COUNCILMAN REESE instructed MR. DORAME to apply for the building permit. If defects exist after the carport is inspected, they must be corrected and brought up to code.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 108 – VAR-1746

MINUTES – Continued:

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(3:46 – 3:50)

4-2585

CONDITIONS:

Planning and Development

1. This Variance shall expire one year from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

VARIANCE - PUBLIC HEARING - VAR-1753 - ALLEN TELES REVOCABLE TRUST ON BEHALF OF JOSEPH MILLER - Appeal filed by Jones Vargas from the Denial by the Planning Commission of a request for a Variance TO ALLOW A SIX-FOOT TALL SOLID BLOCK WALL WITH SEVEN-FOOT TALL COLUMNS IN THE FRONT YARD SETBACK WHERE FOUR FEET WITH THE TOP TWO VERTICAL FEET FIFTY PERCENT OPEN IS THE MAXIMUM ALLOWED on 0.99 acres at 3011 Pinto Lane (APN: 139-32-305-001), R-A (Ranch Acres), Ward 1 (M. McDonald). The Planning Commission vote (3-3-1 on a motion for denial) ended in a tie; which is tantamount to DENIAL. Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

The Planning Commission vote (3-3-1 on a motion for denial) ended in a tie; which is tantamount to DENIAL. Staff recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Letter of appeal filed by Jones Vargas
5. Protest letter from Dr. Neil Carmena

MOTION:

M. McDONALD –APPROVED subject to conditions – UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

ATTORNEY EDWARD GARCIA, Jones Vargas, 3773 Howard Hughes Parkway, Jones Vargas, appeared on behalf of the applicant and requested approval of the block wall. The applicant has met with the neighbors and they have come up with a compromise plan and there is no opposition. He explained that directly to the west there will be a block wall with decorative metal work. Palm trees are currently in the planters. ATTORNEY GARCIA mentioned that at the Planning Commission meeting he submitted support letters.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 109 – VAR-1753

MINUTES – Continued:

TODD FARLOW, 240 N. 19th Street, was concerned regarding the setback due to the bridle trail. MARGO WHEELER, Manager, Planning and Development Department, responded that it is not a formal bridle trail and the project proposal will not affect the trail.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(3:50 – 3:55)

4-2785

CONDITIONS:

Planning and Development

1. This Variance shall expire two years from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.
2. The proposed wall shall be designed to include at least 20% decorative materials or be completely stuccoed where it can be viewed from the street.

Public Works

3. If the gates are manually operated, a set back of a minimum of 18 feet from the back of sidewalk (or property line, if no sidewalk is existing) to the operating area of the doors shall be provided to allow a vehicle to pull completely out of the public street right-of-way during operation.
4. The installation of either swing gates or rolling gates are acceptable as long as an encroachment into the public right-of-way is not created during the operation.
5. Any driveway created for the purpose of parking a vehicle shall provide a minimum of 18 feet from any obstruction to the back of sidewalk (or property line, if no sidewalk is existing) to prevent a vehicle parked in the driveway from encroaching into the vehicular or pedestrian travel corridor.
6. Meet with the Traffic Engineering Representative in Land Development to determine Site Visibility Restriction Zones adjacent to this site, if any, prior to the submittal of any construction plans or the issuance of any permits, whichever may occur first. Improvements shall not impede the Site Visibility Restriction Zones.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003**DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

VARIANCE - PUBLIC HEARING - **VAR-1763 - MOVING FORWARD, INC.** - Request for a Variance TO ALLOW 45 PARKING SPACES WHERE 61 PARKING SPACES ARE THE MINIMUM REQUIRED on 2 acres adjacent to the south side Smoke Ranch Road, between Avery Drive and Steinke Lane (APN: 138-23-110-034), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial), Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL

PROTESTS RECEIVED BEFORE:**Planning Commission Mtg.****0****City Council Meeting****0****APPROVALS RECEIVED BEFORE:****Planning Commission Mtg.****1****City Council Meeting****0****RECOMMENDATION:**

Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after final agenda: Letter of abeyance from Tim Ayala

MOTION:

REESE – Motion to HOLD IN ABEYANCE Item 110 [VAR-1763] to 5/7/2003 and Item 87 [1401 E. Oakey Blvd.] to 5/21/2003 – UNANIMOUS

MINUTES:

There was no discussion.

(1:08 – 1:10)

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

VARIANCE - PUBLIC HEARING - VAR-1772 - JAMES BURCHARD ON BEHALF OF PLASTER DEVELOPMENT - Request for a Variance TO ALLOW A 40-INCH TALL EXISTING RETAINING WALL IN THE FRONT **YARD** (YEAR – SIC) WHERE A 24-INCH TALL RETAINING WALL IS THE MAXIMUM ALLOWED on 0.26 acres located at 7726 Villa Gabriela Avenue (125-09-812-009), U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation] under Resolution of Intent to R-PD4 (Residential Planned Development - 4 Units per Acre), Ward 6 (Mack). The Planning Commission (5-0-2 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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RECOMMENDATION:

The Planning Commission (5-0-2 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MACK – APPROVED subject to conditions – UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

BOBBY LEWIS, 3068 E. Sunset Road, appeared on behalf of the applicant and concurred with staff recommendations and requested approval.

No one appeared in opposition.

There was no discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(3:55 – 3:58)

4-3077

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 111 – VAR-1772

CONDITIONS:

Planning and Development

1. Approval of and conformance to the Conditions of Approval for Rezoning (Z-0008-98) and Review of Condition [Z-0008-98(1)].
2. This Variance shall expire one year from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

ABEYANCE ITEM - REQUIRED ONE YEAR REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING - **RQR-1689** - **MICHELLE ARCHIARDI ON BEHALF OF VIACOM OUTDOOR** - Appeal filed by the Skancke Company from the Denial by the Planning Commission of a Required One Year Review of an approved Special Use Permit [U-0025-96(1)] WHICH ALLOWED A 40 FOOT TALL, 12 FOOT X 24 FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN adjacent to the west side of Rancho Drive, approximately 250 feet south of Alexander Road (APN: 138-02-803-001), C-2 (General Commercial) Zone, Ward 6 (Mack). The Planning Commission (4-3 vote) and staff recommend DENIAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

The Planning Commission (4-3 vote) and staff recommend DENIAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Appeal letter filed by Skancke Company

MOTION:

MACK — APPROVED subject to conditions and amending Condition 1 to a two year review – **UNANIMOUS** with M. McDONALD disclosing a financial commitment with Show Media and abstaining on Item 112 [RQR-1689] and Item 113 [RQR-1701]

NOTE: COUNCILMAN MACK disclosed this property is near a SuperPawn owned by STEVEN MACK, his brother, but will be voting as there is no impact and he has had no discussions with him regarding the item.

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

RYAN ARNOLD, 3220-B S. Rainbow Boulevard, appeared on behalf of VIACOM OUTDOOR. MR. ARNOLD explained that the billboard was originally approved in 1996 and is surrounded by Service Commercial. This area has not significantly changed.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 112 – RQR-1689

MINUTES – Continued:

TODD FARLOW, 240 N. 19th Street, stated that lots along Rancho Drive need to be cleaned up.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

(3:58 – 4:00)

4-3129

CONDITIONS:

Planning and Development

1. The Special Use Permit shall be reviewed in one (1) year at which time the City Council may require the off-premise sign to be removed. The applicant shall be responsible for notification costs of the review. Failure to pay the City for these costs may result in a requirement that the off-premise advertising (billboard) sign is removed.
2. The off-premise advertising (billboard) sign and its supporting structure shall be properly maintained and kept free of graffiti at all times. Failure to perform the required maintenance may result in fines and/or removal of the off-premise advertising (billboard) sign.
3. The property owner shall keep the property properly maintained and graffiti-free at all times. Failure to perform required maintenance may result in fines and/or removal of the off-premise sign.
4. Only one advertising sign is permitted per sign face.
5. If the existing off-premise advertising sign structure is removed, this Special Use Permit shall be expunged and a new off-premise advertising sign structure shall not be erected in the same location unless: (1) a new Special Use Permit is approved for the new structure by the City Council, or (2) the location is in compliance with all applicable standards of Title 19 of the Las Vegas Municipal Code including, but not limited to, distance separation requirements, or (3) a Variance to the applicable standards of Title 19 has been approved for the new structure by the City Council.
6. All City Code requirements and design standards of all City Departments shall be satisfied.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

ABEYANCE ITEM - REQUIRED ONE YEAR REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING - **RQR-1701 - LEVY JEANNE FAMILY TRUST ON BEHALF OF CLEAR CHANNEL OUTDOOR** - Appeal filed by Clear Channel Outdoor from the Denial by the Planning Commission of a Required One Year Review of an approved Special Use Permit [U-0107-90(3)] WHICH ALLOWED A 14 FOOT X 48 FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 2921 West Sahara Avenue (APN: 162-08-501-001), C-1 (Limited Commercial) Zone, Ward 1 (M. McDonald). The Planning Commission (4-2-1 vote) and staff recommend DENIAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

The Planning Commission (4-2-1 vote) and staff recommend DENIAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Appeal letter filed by Clear Channel Outdoor

MOTION:

REESE – APPROVED subject to conditions – **UNANIMOUS** with GOODMAN abstaining because he has a business relationship with MR. LEVY and his family and M. McDONALD disclosing a financial commitment with Show Media and abstaining on Item 112 [RQR-1689] and Item 113 [RQR-1701].

NOTE: COUNCILMAN MACK disclosed Dennis Bedford a client of MK ² with whom he is affiliated has a contract but he has not been approached and feels this will not affect his business so he will be voting.

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 113 –RQR-1701

MINUTES – Continued:

MISTY BAIER, Clear Channel Outdoor, 1211 W. Bonanza Road, appeared on behalf of the applicant and concurred with staff conditions. The area has not changed and the properties are well maintained. She requested approval.

ANDREW LEVY, 1901 Shifted Winds, owner of the property, stated that the sign has been there since 1991. The property is well maintained and requested approval.

TODD FARLOW, 240 N. 19th Street, stated the property is well maintained, but feels additional landscaping is needed along the sidewalk.

TOM McGOWAN, Las Vegas resident, indicated that the property appears to be well maintained and recommended approval.

No one appeared in opposition.

There was no further discussion.

MAYOR PRO TEM REESE declared the Public Hearing closed.

(4:00 – 4:04)

4-3325

CONDITIONS:

Planning and Development

1. The Special Use Permit shall be reviewed in one (1) year at which time the City Council may require the off-premise sign to be removed. The applicant shall be responsible for notification costs of the review. Failure to pay the City for these costs may result in a requirement that the off-premise advertising (billboard) sign is removed.
2. All of the supporting structure shall be repainted, as required by the Planning and Development Department, within 30 days of final approval by City Council. Failure to perform the required painting may result in fines and/or removal of the off-premise advertising (billboard) sign.
3. The off-premise advertising (billboard) sign and its supporting structure shall be properly maintained and kept free of graffiti at all times. Failure to perform the required maintenance may result in fines and/or removal of the off-premise advertising (billboard) sign.
4. The property owner shall keep the property properly maintained and graffiti-free at all times. Failure to perform required maintenance may result in fines and/or removal of the off-premise sign.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 113 – RQR-1955

CONDITIONS – Continued:

5. Only one advertising sign is permitted per sign face.
6. If the existing off-premise advertising sign structure is removed, this Special Use Permit shall be expunged and a new off-premise advertising sign structure shall not be erected in the same location unless: (1) a new Special Use Permit is approved for the new structure by the City Council, or (2) the location is in compliance with all applicable standards of Title 19 of the Las Vegas Municipal Code including, but not limited to, distance separation requirements, or (3) a Variance to the applicable standards of Title 19 has been approved for the new structure by the City Council.
7. All City Code requirements and design standards of all City Departments shall be satisfied.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

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DISCUSSION

SUBJECT:

REQUIRED ONE YEAR REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING - **RQR-1955 - MISHA ENTERPRISES, LIMITED LIABILITY COMPANY ON BEHALF OF LEOBARDO McGARVIE** - Required One Year Review of an approved Special Use Permit (U-0004-02) WHICH ALLOWED THE SALE OF BEER AND WINE FOR OFF-PREMISE CONSUMPTION IN CONJUNCTION WITH A FOOD STORE (LA MICHOACANA MARKET) at 1424 North Eastern Avenue (APN: 139-25-101-019), C-2 (General Commercial), Ward 5 (Weekly). Staff recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

Staff recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

WEEKLY – APPROVED subject to condition – Motion carried with GOODMAN not voting

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

DAVE EDER, 777 Quartz Avenue, Sandy Valley, Nevada, appeared on behalf of the applicant and concurred with staff recommendations.

TODD FARLOW, 240 N. 19th Street, stated everything looked clean and everyone is doing a great job.

No one appeared in opposition.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 114 – RQR-1955

MINUTES – Continued:

There was no further discussion.

MAYOR PRO TEM REESE declared the Public Hearing closed.
(4:04 – 4:05)

4-3554

CONDITIONS:

1. Conformance to all Conditions of Approval of U-0004-02.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

ABEYANCE ITEM - SPECIAL USE PERMIT - PUBLIC HEARING - SUP-1499 -
ARTISAN HOTEL & SPA, LIMITED LIABILITY COMPANY ON BEHALF OF
CLEAR CHANNEL OUTDOOR - Request for a Special Use Permit FOR A PROPOSED 40-
 FOOT TALL, 24-FOOT BY 26-FOOT, OFF-PREMISE ADVERTISING (BILLBOARD) SIGN
 adjacent to the east side of Interstate 15, approximately 580 feet south of Sahara Avenue (APN:
 162-09-102-005), M (Industrial) Zone, Ward 1 (M. McDonald). The Planning Commission (7-0
 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:**Planning Commission Mtg.****0****City Council Meeting****0****APPROVALS RECEIVED BEFORE:****Planning Commission Mtg.****1****City Council Meeting****0****RECOMMENDATION:**

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

REESE- APPROVED subject to conditions and the following added condition:

- *The Special Use Permit shall be reviewed one (1) year from the time the Certificate of Occupancy is issued.*
- **UNANIMOUS** with M. McDONALD abstaining due to a business relationship with Show Media.

NOTE: COUNCILMAN MACK disclosed that his company, MK², has a contract with Treasures located in the vicinity. There has been no communication with his client regarding this and he would be voting on this application.

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

ATTORNEY JOSH REID, 300 S. 4th Street, counsel for Clear Channel Outdoor, appeared together with ATTORNEY NEIL BALLARD, counsel for ARTISAN HOTEL & SPA. No waivers are required for the sign and it meets the distance requirements. The sign is located in an industrial area with no residential homes.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 115 – SUP-1499

MINUTES – Continued:

COUNCILMAN McDONALD thanked the applicant for holding this item. Unfortunately, his conflict has not been resolved and he would be abstaining from voting.

TODD FARLOW, 240 N. 19th Street, asked the Council to advise the applicant to light up the sign to make it look more like Vegas.

No one appeared in opposition.

There was no further discussion.

MAYOR PRO TEM REESE declared the Public Hearing closed.

(4:05 – 4:08)

4-3630

CONDITIONS:

Planning and Development

1. Conformance to all Minimum Requirements under Title 19.14. for an Off-Premise Sign use.
2. This Special Use Permit shall expire two years from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.
3. All City Code requirements and design standards of all City departments must be satisfied.
4. No sign certificate shall be issued for an individual off-premise sign unless and until a site plan for the parcel on which the sign will be erected has been submitted to and approved by the Director. The site plan shall include the following:
 - a. An accurate site plan of the parcel, at the scale the Director requires;
 - b. The location of buildings, parking lots, driveways and landscaped areas on the parcel;
 - c. An accurate indication of the location of all existing and proposed off-premise signs;
 - d. Drawings which allow the computation of sign area and the height of any off premise signs and which indicate any sign characteristics such as illumination, embellishment areas or moving parts.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 115 – SUP-1499

CONDITIONS – Continued:

5. The Special Use Permit shall be reviewed in two years at which time the City Council may require the off-premise sign to be removed. The applicant shall be responsible for notification costs of the review. Failure to pay the City for these costs may result in a requirement that the off-premise advertising (billboard) sign is removed.
6. If the existing off-premise advertising sign structure is removed, this Special Use Permit shall be expunged and a new off-premise advertising sign structure shall not be erected in the same location unless: (1) a new Special Use Permit is approved for the new structure by the City Council, or (2) the location is in compliance with all applicable standards of Title 19A including, but not limited to, distance separation requirements, or (3) a Variance to the applicable standards of Title 19A has been approved for the new structure by the City Council.
7. The off-premise advertising (billboard) sign and its supporting structure shall be properly maintained and kept free of graffiti at all times. Failure to perform the required maintenance may result in fines and/or removal of the off-premise advertising (billboard) sign.
8. The off-premise advertising sign (billboard) supporting structure shall be redesigned to finish materials to complement the existing on-site building. The entire face-area of both sides of the off-premise advertising (billboard) sign shall be signage area or its border framework; none of the supporting structure shall be visible aside from the support pole.
9. The property owner shall keep the property properly maintained and graffiti-free at all times. Failure to perform required maintenance may result in fines and/or removal of the off-premise sign.
10. Only one advertising sign is permitted per sign face.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

SPECIAL USE PERMIT - PUBLIC HEARING - SUP-1771 - MONTECITO TOWN CENTER ON BEHALF OF SBA HOLDINGS, LIMITED LIABILITY COMPANY - Request for a Special Use Permit FOR A PROPOSED 36,000 SQUARE FOOT PRE-SCHOOL AND ELEMENTARY SCHOOL within Montecito Town Center on 4.90 acres adjacent to the north side of Montecito Parkway and the south side of Rome Boulevard (APNs: 125-20-704-002, 003, 004, and 125-20-803-004), T-C (Town Center) Zone, Ward 6 (Mack). The Planning Commission (5-0-2 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

The Planning Commission (5-0-2 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after final agenda – Protest letter from Marjorie Henderson

MOTION:

MACK – APPROVED subject to conditions – UNANIMOUS with GOODMAN abstaining on Item 116 [SUP-1771] and Item 117 [SDR-1775] due to a financial interest with one of the applicants

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

ATTORNEY TOM AMICK, Kummer Kaempfer Bonner & Renshaw, 3800 Howard Hughes Parkway, appeared on behalf of the applicant. This is an application for a private pre-school and elementary school in the Montecito Town Center area. He discussed with neighbors the design of Old Durango along the eastern portion of the project. The neighbors have requested a landscape buffer on the outside of the wall, and the developer has agreed to the design as requested by neighbors of Timberlake. Whatever decision is made on the design the developer will provide landscaping and pedestrian access.

TOM McGOWAN, Las Vegas resident, stated that this is an excellent project and the applicant appears to be extremely cooperative.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 116 – SUP-1771

MINUTES – Continued:

MANUEL AUREAS, 8237 Fawn Heather Court, President of Timberlake Homeowners Association. His main concern is the landscaping and to have the road as narrow as possible.

JAY LEAVITT, 8336 Fawn Heather Court, the only issue is the remaining 50 feet and the City coming up with a workable plan for the maintenance of the egress gate on Fawn Meadow. City has not worked hard enough with the residents to institute the left turn and have rejected it. The only information the residents received is from the developer, and the City has come up with nothing viable on the two plans.

DOTTIE MILLER, Timberlake resident and Board member concurred with her fellow Board members. The entire community of Timberlake was to be notified, but the notification map cuts off the entire corner. This project affects the whole community. She indicated that Timberlake residents did not receive the notification letter. ROBERT GENZER, Director, Planning and Development Department, explained that his staff advised him that all requirements were followed. Although the radius shows several blocks not included, they were included in the notification list. MS. MILLER disagreed by stating that the community does not get all of the mailings.

COUNCILMAN MACK indicated that his instructions were specific on wanting the Timberlake residents to be notified and expressed his disappointment. BART ANDERSON, Public Works, apologized that the letter did not get out. Unfortunately, there were some unforeseen delays in duplicating the letter in the Graphics Department that caused the letters not to be mailed. Their intention was to send it out on Monday, but instead it went out today and the Timberlake residents will receive those letters.

TODD FARLOW, 240 N. 19th Street, expressed concern about a wedge shaped parcel. ATTORNEY TOM AMICK replied that he does not represent the parcel to the north. That parcel would have to go through regular development procedures whenever it is developed.

STEPHEN “CAPTAIN TRUTH” DEMPSEY, Las Vegas resident, asked that further inquiry be conducted as to the unforeseen circumstances causing the mailing delay. Is it any wonder the residents are not here today? MR. ANDERSON clarified that there is no linkage between the letter sent out to the residents addressing the design of the road and what is before the City Council today. There is a condition before the Council today that says whatever is decided by this letter in the future, the residents will agree to.

ATTORNEY TOM AMICK reiterated that the ultimate design of that road in the long term has nothing to do with this application. Whatever decision is made on the 50 foot of road, the developer will landscape whatever is remaining. The letter is not related to our application.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 116 – SUP-1771

MINUTES – Continued:

COUNCILMAN MACK thanked MR. ANDERSON for his clarification because he does not want confusion that this notification was related to this particular item. He understands the concerns regarding the two variations, and asked CHERI EDELMAN, Assistant City Engineer, Public Works Department, to briefly address those, as the main concern is safety. MS. EDELMAN advised that several meetings were held with the Traffic Division and the site visibility is an issue on that particular curve, which is approximately 573 feet long. There were concerns about a traffic accident history. The right in and the right-out alternative would be the best, as far as safety and felt this would service the properties in the best manner.

COUNCILMAN MACK commented that he would be willing to meet with them individually or as an association regarding the alignments. He is proud to see a private school of this kind going into the community, similar to the Las Vegas Day School. It will be from pre-school to elementary school. The well-defined campus elevations depict a single story adjacent to Timberlake residents. He is pleased with the landscaping and the meandering sidewalks being provided. COUNCILMAN MACK clarified that the applicant will work with whatever alignment that ultimately is decided upon, as well as maintaining the landscaping to the City's standards. MR. ANDERSON verified that that is a condition of the Vacation of the west half of Durango Drive, and Condition 17 on SDR-1775 also addresses that.

MAYOR PRO TEM REESE declared the Public Hearing closed.

NOTE: See Item 117 [SDR-1775] for additional discussion.

(4:08 – 4:28)

5-61+

CONDITIONS:

Planning and Development

1. Conformance to all Minimum Requirements under Title 19.04.040 for Child Care Center and Public or Private School, Primary uses.
2. Approval of and conformance to the Conditions of Approval for Site Development Plan Review (SDR-1775).
3. This Special Use Permit shall expire two years from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.
4. This business shall operate in conformance to Chapter 6.50 of the City of Las Vegas Municipal Code.
5. All City Code requirements and design standards of all City departments must be satisfied.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW RELATED TO SUP-1771 - PUBLIC HEARING - **SDR-1775 - MONTECITO TOWN CENTER ON BEHALF OF SBA HOLDINGS, LIMITED LIABILITY COMPANY** - Request for a Site Development Plan Review and a Reduction of the On-Site Landscape Requirements FOR A PROPOSED 36,000 SQUARE FOOT PRE-SCHOOL AND ELEMENTARY SCHOOL on 4.90 acres adjacent to the north side of Montecito Parkway and the south side of Rome Boulevard (APNs:125-20-704-002, 003, 004, and 125-20-803-004), T-C (Town Center) Zone, Ward 6 (Mack). The Planning Commission (5-0-2 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

The Planning Commission (5-0-2 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MACK – APPROVED subject to conditions – Motion carried with GOODMAN abstaining on Item 116 [SUP-1771] and Item 117 [SDR-1775] due to a financial interest with one of the applicants and M. McDONALD not voting

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

COUNCILMAN MACK verified with CHERI EDELMAN, Assistant City Engineer, that the letter went out today and the Timberlake residents should receive it early next week. Regarding the safety issue, she added that staff is not denying the access to Montecito Parkway. They are redirecting them up old Durango Drive out to Deer Springs where there will be a signalized intersection. Staff feels this is a lot safer to have the ability to turn left onto Montecito Parkway.

COUNCILMAN REESE stressed that all Timberlake residents receive notifications on any applications that is pertinent to their community.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 117 – SDR-1775

MINUTES – Continued:

No one appeared in opposition.

There was no further discussion.

MAYOR PRO TEM REESE declared the Public Hearing closed.

NOTE: See Item 116 [SUP-1771] for additional discussion.

(4:28 – 4:29)

5-718

CONDITIONS:

Planning and Development

1. A Special Use Permit [SUP-1771] to allow a “Public or Private School, Primary” use approved by the City Council.
2. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council. No waiver of landscaping shall be allowed.
3. All development shall be in conformance with the site plan and building elevations, with less than 60% street front façade except as amended by conditions herein.
4. The site plan shall be revised and approved by Planning and Development Department staff, prior to the time application is made for a building permit, to reflect the location of the required loading zones.
5. Prior to the submittal of a building permit, the applicant shall meet with Planning and Development Department staff to develop a comprehensive address plan for the subject site. A copy of the approved address plan shall be submitted with any future building permit applications related to the site.
6. Landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner. [Failure to properly maintain required landscaping and underground sprinkler systems shall be cause for revocation of a business license.].
7. A landscaping plan must be submitted prior to or at the same time application is made for a building permit.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 117 – SDR-1775

CONDITIONS – Continued:

8. All mechanical equipment, air conditioners and trash areas shall be fully screened in views from the abutting streets.
9. Parking lot lighting standards shall be no more than 20 feet in height and shall utilize ‘shoe-box’ fixtures and downward-directed lights. Wallpack lighting shall utilize ‘shoe-box’ fixtures and downward-directed lights on the proposed building. Non-residential property lighting shall be directed away from residential property or screened, and shall not create fugitive lighting on adjacent properties.
10. A master signage plan shall be submitted to the Planning and Development Department for review and approval by the Centennial Hills Architectural Review Committee, prior to the issuance of any building permits for any building on the site.
11. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Municipal Code Section 19.12.050.
12. Any property line wall shall be a decorative block wall, with at least 20 percent contrasting materials. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.
13. A fully operational fire protection system, including fire apparatus roads, fire hydrants and water supply, shall be installed and shall be functioning prior to construction of any combustible structures.
14. All City Code requirements and design standards of all City departments must be satisfied.

Public Works

15. The Final Map for Montecito Town Center South must record prior to the issuance of any building or grading permits for this site.
16. Petitions of Vacation VAC-1185 and VAC-1187 must record prior to the issuance of any building or grading permits for this site.
17. If not already constructed at time of development by the Master Developer, this site shall construct all half-street improvements adjacent to this site, including the west edge of old Durango Drive, and construct a minimum of two lanes of paved, legal access to this site concurrent with development.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 117 – SDR-1775

CONDITIONS – Continued:

18. Construct the full width of the northern driveway concurrent with development of this site.
19. Meet with the Traffic Engineering Representative in Land Development for assistance in the possible redesign of the proposed driveway access, on site circulation and parking lot layout prior to the submittal of any construction plans or the issuance of any permits, whichever may occur first. Driveways shall be designed, located and constructed in accordance with Standard Drawing #222A.
20. Meet with the Fire Protection Engineering Section of the Department of Fire Services prior to submittal of any construction drawings for this site. The design and layout of all onsite private circulation and access drives shall meet the approval of the Department of Fire Services.
21. Coordinate with the Collection Systems Planning Section of the Department of Public Works to extend public sewer in the old Durango Drive alignment to a depth and location acceptable to the City Engineer. Provide public sewer easements for all public sewers not located within existing public street right-of-way prior to the issuance of any permits as required by the Department of Public Works. Improvement Drawings submitted to the City for review shall not be approved for construction until all required public sewer easements necessary to connect this site to the existing public sewer system have been granted to the City.
22. Landscape and maintain all unimproved rights-of-way on Montecito Parkway and old Durango Drive adjacent to this site.
23. Submit an Encroachment Agreement for all landscaping and private improvements located in the Montecito Parkway and old Durango Drive public rights-of-way adjacent to this site prior to occupancy of this site.
24. An update to the Montecito Master Traffic Impact Analysis must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings, or the recordation of a Map subdividing this site. Comply with the recommendations of the approved Traffic Impact Analysis prior to occupancy of the site. The City shall determine area traffic mitigation contribution requirements based upon information provided in the approved Traffic Impact Analysis; such monies shall be contributed prior to the issuance of any permits for

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 117 – SDR-1775

CONDITIONS – Continued:

this site. The Traffic Impact Analysis shall also include a section addressing Standard Drawings #234.1 #234.2 and #234.3 to determine additional right-of-way requirements for bus turnouts adjacent to this site, if any; dedicate all areas recommended by the approved Traffic Impact Analysis. All additional rights-of-way required by Standard Drawing #201.1 for exclusive right turn lanes and dual left turn lanes shall be dedicated prior to or concurrent with the commencement of on-site development activities unless specifically noted as not required in the approved Traffic Impact Analysis. Phased compliance will be allowed if recommended by the approved Traffic Impact Analysis. No recommendation of the approved Traffic Impact Analysis, nor compliance therewith, shall be deemed to modify or eliminate any condition of approval imposed by the Planning Commission or the City Council on the development of this site.

25. An addendum to the previously approved Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any grading or building permits or submittal of any construction drawings, whichever may occur first. Provide and improve all drainageways as recommended in the approved drainage plan/study.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

REZONING - PUBLIC HEARING - ZON-1773 - ANTHONY MOSLEY ON BEHALF OF GOD IN ME MINISTRY - Request for a Rezoning FROM: R-2 (Medium-Low Density Residential) Zone TO: C-V (Civic) Zone on approximately 0.48 acres located at 845, 851 and 857 Hassel Avenue and 856 Hart Avenue (APN: 139-21-612-016, 017, 018 and 030), PROPOSED USE: RESCUE MISSION, Ward 5 (Weekly). The Planning Commission (6-1 vote) and staff recommend DENIAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

The Planning Commission (6-1 vote) and staff recommend DENIAL.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Appeal letter filed by Anthony Mosley
5. Submitted after final agenda - .Abeyance request from Kummer Kaempfer Bonner & Renshaw law firm
6. Submitted after final agenda – Support letter from Avant Thompson

MOTION:

WEEKLY – ABEYANCE to 5/7/2003 – UNANIMOUS

MINUTES:

MAYOR GOODMAN declared the Public Hearing open.

AL GALLEG0, Las Vegas resident, pointed out that this item should be held in abeyance. Many people left once they saw that the item was listed on the board and the City Council must follow the rules.

COUNCILMAN WEEKLY indicated that he never asked this item to be held. CITY ATTORNEY BRAD JERBIC advised that it is the responsibility of members of the public to remain until there an official vote is taken on items listed on the board. He advised COUNCILMAN WEEKLY that he could legally go forward with the discussion on Item 118 [ZON-1773].

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 118 – ZON-1773

MINUTES – Continued:

ANTHONY MOSLEY, 5904 Jerry Drive, stated that he was told that the item would be abeyed to 5/7/2003. Many supporters had left and he respectfully requested the abeyance be granted. COUNCILMAN WEEKLY was adamant the item should go forward as he had not requested the abeyance. Due to the miscommunication, he relented and granted the abeyance to 5/7/2003.

No one appeared in opposition.

There was no further discussion.

MAYOR GOODMAN declared the Public Hearing closed.

NOTE: MAYOR GOODMAN instructed the City Clerk no items are to be posted on the boards until action has been taken. CITY CLERK BARBARA RONEMUS suggested that a notice could be posted at the top of both boards stating: **“NO ACTION HAS BEEN TAKEN – IT IS A REQUEST ONLY.”**

(1:10 – 1:18)

3-67

CONDITIONS:

Planning and Development

1. The application shall establish C-V Zoning for 851 Hassel only.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 118 – ZON-1773

CONDITIONS – Continued:

2. The use shall be limited to a “church, house of worship” as defined in Title 19.20. The property shall not be used as a homeless shelter or other similar use, allowing any sleeping on site.
3. A Site Development Plan Review application approved by the Planning Commission or City Council prior to issuance of any permits, any site grading, and all development activity for the site.
4. Conformance to all applicable regulatory criteria of the City of Las Vegas Building and Safety Department.

Public Works

5. Remove all substandard public street improvements and unused driveway cuts adjacent to this site, if any, and replace with new improvements meeting current City Standards.
6. Meet with the Traffic Engineering Representative in Land Development for assistance in the possible redesign of the proposed driveway access, on site circulation and parking lot layout prior to the submittal of any construction plans or the issuance of any permits, whichever may occur first. Any new or modifications to existing driveways shall be designed, located and constructed in accordance with applicable standard drawings.
7. Landscape and maintain all unimproved right-of-way on Hassel Avenue adjacent to this site. Alternatively, a hardscape, such as concrete or decomposed granite, may be used if allowed by the Planning Department.
8. Submit an Encroachment Agreement for all landscaping and private improvements located in the Hassel Avenue public right-of-way adjacent to this site prior to occupancy of this site.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003**DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

REZONING - PUBLIC HEARING - ZON-1490 - ALEXANDER MACKOVSKI -
Request for a Rezoning FROM: U (Undeveloped) Zone [ML (Medium-Low Density Residential) General Plan Designation] TO: R-PD6 (Residential Planned Development - 6 Units per Acre) and a Waiver of minimum R-PD lot size requirements on 2.65 acres adjacent to the east side of Warm Meadows Street, approximately 340 feet south of Alexander Road (APN: 138-09-101-011), PROPOSED USE: Single-Family Development, Ward 4 (Brown). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:**Planning Commission Mtg.****60****City Council Meeting****1****APPROVALS RECEIVED BEFORE:****Planning Commission Mtg.****2****City Council Meeting****0****RECOMMENDATION:**

The Planning Commission (6-0-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after final agenda – Protest letter from Don & Pam Sinyard

MOTION:

BROWN – APPROVED subject to conditions and amending Condition 4 as follows:

4. The development shall include the features agreed to with the adjacent neighborhood association, including the requirement to *join the* Homeowners Association of the surrounding property.
- UNANIMOUS

NOTE: COUNCILMAN MACK disclosed that Steven J. Mack, who spoke on Items 119, 120 and 121 is not related to him.

MINUTES:

NOTE: A Combined Verbatim Transcript of Item 119 [ZON-1490], Item 120 [VAR-1733] and Item 121 [SDR-1734] is made a part of the final minutes under Item 119 [ZON-1490].

MAYOR GOODMAN declared the Public Hearing open.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 119 – ZON-1490

MINUTES – Continued:

APPEARANCES:

CHRISTO MACKOVSKI, 7745 Maggie Belle Court

ALEXANDER MACKOVSKI

TODD FARLOW, 240 N. 19th Street

STEVEN J. MACK, Attorney, 8228 Spring Arts Avenue, President of the Homeowners Association

SCOTT HEDLIND, 8229 Woodland Prairie, Secretary of the Homeowners Association

BRYAN SCOTT, Deputy City Attorney

TOM GREEN, Deputy City Attorney

MARGO WHEELER, Manager, Planning and Development Department

BART ANDERSON, Public Works Department

MAYOR GOODMAN declared the Public Hearing closed.

(4:28 – 5:06)

5-752

CONDITIONS:

Planning and Development

1. The request shall be amended to R-PD5.
2. A Resolution of Intent with a two-year time limit.
3. A Site Development Plan Review application (SDR-1734) for a maximum of 13 lots and a Variance application (VAR-1733) approved by the Planning Commission and City Council prior to issuance of any permits, any site grading, and all development activity for the site.
4. The development shall include the features agreed to with the adjacent neighborhood association, including the requirement to create a Homeowner's Association for the development or join the Homeowner's Association of the surrounding property.

Public Works

5. Dedicate appropriate right-of-way for a total of 51 feet adjacent to and through this site for Woodland Prairie Avenue, including a cul-de-sac bulb meeting current city standards for the termination of Woodland Prairie Avenue. Also dedicate appropriate right-of-way for a total of 51 feet adjacent to this site for Warm Meadows Street and a 15-foot radius on the southeast corner of Woodland Prairie Avenue and Warm Meadows Street prior to the issuance of any permits.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 119 – ZON-1490

CONDITIONS – Continued:

6. Construct full width street improvements on Woodland Prairie Avenue, including a cul-de-sac bulb for the terminus of Woodland Prairie Avenue and construct half street improvements on Warm Meadows Street adjacent to this site concurrent with development of this site. All existing paving damaged or removed by this development shall be restored at its original location and to its original width concurrent with development of this site.
7. A Traffic Impact Analysis must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site. Comply with the recommendations of the approved Traffic Impact Analysis prior to occupancy of the site. The City shall determine area traffic mitigation contribution requirements based upon information provided in the approved Traffic Impact Analysis; such monies shall be contributed prior to the issuance of any permits for or the recordation of a Map subdividing this site. The Traffic Impact Analysis shall also include a section addressing Standard Drawings #234.1 #234.2 and #234.3 to determine additional right-of-way requirements for bus turnouts adjacent to this site, if any; dedicate all areas recommended by the approved Traffic Impact Analysis. All additional rights-of-way required by Standard Drawing #201.1 for exclusive right turn lanes and dual left turn lanes shall be dedicated prior to or concurrent with the commencement of on-site development activities unless specifically noted as not required in the approved Traffic Impact Analysis. If additional rights-of-way are not required and Traffic Control devices are or may be proposed at this site outside of the public right-of-way, all necessary easements for the location and/or access of such devices shall be granted prior to the issuance of permits for this site. Phased compliance will be allowed if recommended by the approved Traffic Impact Analysis. No recommendation of the approved Traffic Impact Analysis, nor compliance therewith, shall be deemed to modify or eliminate any condition of approval imposed by the Planning Commission or the City Council on the development of this site.

Alternatively, in lieu of a Traffic Impact Analysis, the applicant may participate in a reasonable alternative mutually acceptable to the applicant and the Department of Public Works.

8. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site, whichever may occur first. Provide and improve all drainageways recommended in the

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 119 – ZON-1490

CONDITIONS – Continued:

approved drainage plan/study. The developer of this site shall be responsible to construct such neighborhood or local drainage facility improvements as are recommended by the City of Las Vegas Neighborhood Drainage Studies and approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, or the recordation of a Map subdividing this site, whichever may occur first, if allowed by the City Engineer.

9. The final layout of the subdivision shall be determined at the time of approval of the Tentative Map.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

VARIANCE RELATED TO ZON-1490 - PUBLIC HEARING - **VAR-1733** - **ALEXANDER MACKOVSKI** - Request for a Variance TO ALLOW NO OPEN SPACE WHERE 12,200 SQUARE FEET OF OPEN SPACE IS REQUIRED for a 16-lot single family development on 2.65 acres adjacent to the east side of Warm Meadows Street, approximately 340 feet south of Alexander Road (APN: 138-09-101-011), U (Undeveloped) Zone [ML (Medium-Low Density Residential) General Plan Designation], [PROPOSED: R-PD6 (Residential Planned Development - 6 Units per Acre)], Ward 4 (Brown). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

60
1

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

2
0

RECOMMENDATION:

The Planning Commission (6-0-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

BROWN – APPROVED subject to conditions and replacing Condition 3 as follows:

3. *The open space shall be waived, contingent upon the applicant donating to the park an amount not to exceed \$5,000.00 in the form of cash, in-kind services, resources, labor or material.*

– Motion carried with GOODMAN and REESE voting NO

NOTE: COUNCILMAN MACK disclosed that Steven J. Mack, who spoke on Items 119, 120 and 121 is not related to him.

MINUTES:

NOTE: A Combined Verbatim Transcript of Item 119 [ZON-1490], Item 120 [VAR-1733] and Item 121 [SDR-1734] is made a part of the final minutes under Item 119 [ZON-1490].

MAYOR GOODMAN declared the Public Hearing open.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 120 – VAR-1733

MINUTES – Continued:

APPEARANCES:

CHRISTO MACKOVSKI, 7745 Maggie Belle Court

ALEXANDER MACKOVSKI

TODD FARLOW, 240 N. 19th Street

STEVEN J. MACK, Attorney, 8228 Spring Arts Avenue, President of the Homeowners Association

BRYAN SCOTT, Deputy City Attorney

THOMAS GREEN, Deputy City Attorney

MARGO WHEELER, Manager, Planning and Development Department

MAYOR GOODMAN declared the Public Hearing closed.

(4:28 – 5:06)

5-752

CONDITIONS:

Planning and Development

1. Approval of and conformance to the Conditions of Approval for Rezoning (ZON-1490) and Site Development Plan Review (SDR-1734).
2. This Variance shall expire two years from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.
3. Discussions between the applicant and staff to determine a reasonable contribution by the developer to the development of facilities on the park site in the adjacent North Shore neighborhood. An exact dollar amount for this contribution shall be determined prior to approval of this Variance by City Council.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-1490 AND VAR-1733 - PUBLIC HEARING - **SDR-1734 - ALEXANDER MACKOVSKI** - Request for a Site Development Plan Review and a Waiver of the Perimeter Landscape Requirement and to eliminate the requirement for a Homeowner's Association FOR A PROPOSED 16-LOT SINGLE FAMILY RESIDENTIAL DEVELOPMENT on 2.50 acres adjacent to the east side of Warm Meadows Street, approximately 340 feet south of Alexander Road (APN: 138-09-101-011), U (Undeveloped) Zone [ML (Medium-Low Density Residential) General Plan Designation], [PROPOSED: R-PD6 (Residential Planned Development - 6 Units per Acre)], Ward 4 (Brown). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

60
1

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

2
0

RECOMMENDATION:

The Planning Commission (6-0-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

BROWN – APPROVED subject to conditions – UNANIMOUS

NOTE: COUNCILMAN MACK disclosed that Steven J. Mack, who spoke on Items 119, 120 and 121 is not related to him.

MINUTES:

NOTE: A Combined Verbatim Transcript of Item 119 [ZON-1490], Item 120 [VAR-1733] and Item 121 [SDR-1734] is made a part of the final minutes under Item 119 [ZON-1490].

MAYOR GOODMAN declared the Public Hearing open.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 121 – SDR-1734

MINUTES – Continued:

APPEARANCES:

CHRISTO MACKOVSKI, 7745 Maggie Belle Court

ALEXANDER MACKOVSKI

TODD FARLOW, 240 N. 19th Street

STEVEN J. MACK, Attorney, 8228 Spring Arts Avenue, President of the Homeowners Association

SCOTT HEDLIND, 8229 Woodland Prairie, Secretary of the Homeowners Association

BRYAN SCOTT, Deputy City Attorney

THOMAS GREEN, Deputy City Attorney

MARGO WHEELER, Manager, Planning and Development Department

MAYOR GOODMAN declared the Public Hearing closed.

(4:28 – 5:06)

5-752

CONDITIONS:

Planning and Development

1. A Rezoning (ZON-1490) to an R-PD5 (Residential Planned Development - 5 Units per Acre) Zoning District approved by the City Council.
2. A Variance (VAR-1733) from the open space standards of the Code approved by the City Council.
3. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
4. All development shall be in conformance with the site plan and building elevations, except as amended by conditions herein, and shall be limited to 13 lots.
5. The development shall include the features agreed to with the adjacent neighborhood association.
6. The standards for this development shall include the following: minimum front setback of 20 feet, minimum rear setback of 20 feet, minimum distance between buildings of 10 feet, minimum corner side setback of 10 feet and building height shall not exceed two stories or 35 feet, whichever is less.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 121 – SDR-1734

CONDITIONS – Continued:

7. A landscaping plan must be submitted prior to or at the same time application is made for a building permit.
8. Air conditioning units shall not be mounted on rooftops.
9. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Municipal Code Section 19.12.050.
10. Any property line wall shall be a decorative block wall, with at least 20 percent contrasting materials. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.
11. A fully operational fire protection system, including fire apparatus roads, fire hydrants and water supply, shall be installed and shall be functioning prior to construction of any combustible structures.
12. All City Code requirements and design standards of all City departments must be satisfied.

Public Works

13. Meet with the Traffic Engineering Representative in Land Development for assistance in the possible redesign of the proposed street layout and on site circulation prior to the submittal of any construction plans or the issuance of any permits, whichever may occur first.
14. Site development to comply with all applicable conditions of approval for Zoning Reclassification ZON-1490 and all other subsequent site-related actions.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

REZONING - PUBLIC HEARING - ZON-1564 - ALBERT & EILEEN MASSI, ET AL ON BEHALF OF DISTINCTIVE HOMES - Request for a Rezoning FROM: R-A (Ranch Acres) and U (Undeveloped) Zone [DR (Desert Rural Density Residential) General Plan Designation] TO: R-PD2 (Residential Planned Development - 2 Units per Acre) on 15.00 acres adjacent to the northeast corner of El Capitan Way and Horse Drive (APN: 125-08-604-001 through 005), PROPOSED USE: SINGLE FAMILY RESIDENTIAL DEVELOPMENT, Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:**Planning Commission Mtg.****0****City Council Meeting****0****APPROVALS RECEIVED BEFORE:****Planning Commission Mtg.****6****City Council Meeting****0****RECOMMENDATION:**

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted at meeting: Letters of approval from Louis & Diane Vlahos, Devon Mich'l, Jeff Vaughn, Steve Kelly and Kelly Sweeney

MOTION:

MACK – APPROVED subject to conditions – UNANIMOUS with GOODMAN excused

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

ATTORNEYS CHRIS KAEMPFER and JENNIFER LAZOVICH, Kummer Kaempfer Bonner & Renshaw, 3800 Howard Hughes Parkway, appeared on behalf of the applicant. Item 125 [VAC-1764] involves the vacation of a portion of Stiefel Street, as well as a portion of Horse Drive. The zone change on Item 122 [ZON-1564] conforms to the General Plan for an RPD-2, 2 units an acre and they feel zoning does not present a problem. In regard to Item 123 [VAR-1565] to allow zero square feet of open space, the developer is taking all open space that exists and putting it into the size of the lot, which is what the neighbors prefer.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 122 – ZON-1564

MINUTES – Continued:

ATTORNEY KAEMPFER indicated that the real issue is with the site development plan review. Lots from 19 to 9 are 20,000 square feet in recognition of the properties adjacent to north and to the east. Additionally, in order to mitigate the concern as to single and two-story, the developer has agreed that lots 12 through 19 would be single story lots. He mentioned that one of the resident who lives adjacent to Lot 12 and 13 has a concern. Lot 12 and 13 will be single story homes. On the other side of El Capitan Way and Horse Drive is a mixture of single story and two-story homes. To make this site plan more attractive, the developer has taken a 15-foot emergency overflow easement that is being turned into a landscape buffer. An eight-foot high decorative block wall will be provided from Lot 19 all the way around to Lot 9. A 25-foot landscape buffer will be provided at the entrance of this project.

RICK SYLVIA, 8575 Homestead Road, indicated that single story homes would be compatible with the entire area, but in light of compromise it was agreed that the single story homes would go from lot 10 through lot 20. That has since changed. His concern is the drainage coming down the street. He supports the vacation of Horse Drive, as long as the paved portion of Horse Drive remains as is.

DONNA MILLER, 8620 North El Capitan Way, resided in Las Vegas for 49 years and is presently a residential realtor. Growth and development is inevitable, but she asked that it be done responsibly and be respectful of the people's needs and wants. She does not oppose development, but she would like to see the best use of the land. Developers should abide by the rules implemented by the City. The giving up of the ranch acres and desert rural zoning to RP-2 should be done with correct compatibility and buffering. The required open space within the proposed development is being given up to accommodate the developer's needs. In light of this rezoning change, to ask for a single story neighborhood to be constructed does not seem extreme. Single story homes are more compatible within a rural setting.

B. J. SHAFFER, 8620 North El Capitan Way, owns a horse facility on three acres. She does not oppose the project, but does not want to give up the desert rural and agriculture areas. This will set a precedent in this area for the buffer. The area residents have given up the open space for larger lots and single story homes. At the Planning Commission meeting the applicant indicated that they could build single stories. However, now that is not the case.

ATTORNEY SCOTT SMITH, 7670 West Lake Mead Boulevard, Suite #135, appeared on behalf of several homeowners in this area. This particular area is Rural Neighborhood Preservation under NRS278, which states that when zoning is approved in that area, that the rural character is maintained and adequate buffer and screening provided. His clients are very concerned regarding the two story homes being close to their horse farms and the intrusion on

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 122 – ZON-1564

MINUTES – Continued:

the rural character and their privacy. He asked that the Council approve the single story as far away as possible from their homes. Additionally, he asked that the variance for the open space not be granted.

LOU VLAHOS, 8640 Horse Drive, stated that he does not oppose the two story homes adjacent to his property. Other developments in the area have two story homes.

TODD FARLOW, 240 N. 19th Street, stated it is more cost effective and energy efficient to build a two-story home rather than a single story home. MR. FARLOW stated that TONY MUSSO is honest, honorable and builds an excellent product having worked for MR. MUSSO for two years.

ATTORNEY KAEMPFER submitted three supports letters from homeowners immediately adjacent to the proposed project. New homebuyers are given the option of a single or two-story home. This is not in the RMP, but an RMP buffer zone, which is that 330-foot zone adjacent to an RMP. Under state law, they are required to have no more than three units an acre and this is two-units an acre. He showed two pictures of the homes across on El Capitan Way. Testimony was stated that along Horse Drive are single story and two-story homes. He does not know where the rural neighborhood is being sliced from, but on the other side of Horse is two story and single story, as well as on El Capitan. All he is asking is that they be allowed to do single story and two-story development. There is no question that the two story homes have more square footage, which translates into more value. Mixing the single story with the two-story creates a community.

MAYOR PRO TEM REESE questioned the drainage of Lot 13. ATTORNEY KAEMPFER replied that Public Works Department requires that they provide a solution to any drainage problems. The law mandates that they do not exacerbate the situation, which they intend to do. The resident who expressed concern about the drainage will be kept apprised of the process to make sure it works for him.

COUNCILMAN MACK thanked the residents who met with him yesterday. This is a wonderful project. It is an RMP buffer, which is 330 feet, not to be confused with the RMP area. He appreciates the developer's work with the Regional Flood Control on the drainage issues. In relation to the open space, waivers have been granted in the past. In this case, sometimes it becomes a nuisance rather than a nice accessory for a large development. He requested that Lot 20 and 11 be single story. He enumerated that Lots 11, 12, 13, 14, 15, 16, 17, 18 19 and 20 will all be single story. If this is accepted, Lots 1 through 10 and 21 through 30 could actually be single story as well, as this is market driven.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 122 – ZON-1564

MINUTES – Continued:

ATTORNEY KAEMPFER pointed out that he spoke with MR. MUSSO and offered to make Lot 20 and Lot 1 single story. The party immediately adjacent to Lot 11 indicated that he does not have a problem with a two-story. He would prefer to do Lot 20 and 1 as single story.

ATTORNEY SMITH responded that he would like to see Lot 11, 20 and 1 as single story. MAYOR PRO TEM REESE acknowledged having letters from residents living close to Lots 9, 10 and 11 supporting the two story homes.

COUNCILMAN MACK addressed ATTORNEY KAEMPFER as to whether it is based on lot size. ATTORNEY KAEMPFER replied it is actually based on look and the developer has tried to come up with a look that is more uniform. He offered to do Lot 20 and 1 as single story with the understanding that the lots will have to each lose a couple of feet in order to accommodate the single story product.

There was no further discussion.

MAYOR PRO TEM REESE declared the Public Hearing closed.

NOTE: See Item 124 [SDR-1566] for additional discussion.

(5:06 – 5:45)

5-2213

CONDITIONS:

Planning and Development

1. A Resolution of Intent with a two-year time limit.
2. A Site Development Plan Review application approved by the Planning Commission and City Council prior to issuance of any permits, any site grading, and all development activity for the site.

Public Works

3. An Order of Vacation for all right-of-way in conflict with this development must record prior to recordation of a Final Map overlying or adjacent to the areas to be vacated.
4. Dedicate 40 feet of right-of-way adjacent to this site for El Capitan Way, 30 feet for Horse Drive (where such does not exist), appropriate right-of-way for an “elbow” corner at Four Views Street (aka Steifel Street) and Guy Avenue, and a 20 foot radius at the northeast corner of El Capitan Way and Horse Drive prior to the issuance of any permits.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 122 – ZON-1564

CONDITIONS – Continued:

5. Construct all half-street improvements on El Capitan Way and Horse Drive adjacent to this site and construct half-street improvements including appropriate overpaving on Guy Avenue adjacent to this site concurrent with development of this site. Also install all appurtenant underground facilities, if any, adjacent to this site needed for the future traffic signal system concurrent with development of this site. All existing paving damaged or removed by this development shall be restored at its original location and to its original width concurrent with development of this site.
6. Extend public sewer to the northern edge of this site to a location and at a depth acceptable to the City Engineer concurrent with development of this site. Appropriate public sewer easements shall be provided or retained for all public sewers not located within existing public right-of-way.
7. A Traffic Impact Analysis must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site. Comply with the recommendations of the approved Traffic Impact Analysis prior to occupancy of the site. The City shall determine area traffic mitigation contribution requirements based upon information provided in the approved Traffic Impact Analysis; such monies shall be contributed prior to the issuance of any permits for or the recordation of a Map subdividing this site. The Traffic Impact Analysis shall also include a section addressing Standard Drawings #234.1 #234.2 and #234.3 to determine additional right-of-way requirements for bus turnouts adjacent to this site, if any; dedicate all areas recommended by the approved Traffic Impact Analysis. All additional rights-of-way required by Standard Drawing #201.1 for exclusive right turn lanes and dual left turn lanes shall be dedicated prior to or concurrent with the commencement of on-site development activities unless specifically noted as not required in the approved Traffic Impact Analysis. If additional rights-of-way are not required and Traffic Control devices are or may be proposed at this site outside of the public right-of-way, all necessary easements for the location and/or access of such devices shall be granted prior to the issuance of permits for this site. Phased compliance will be allowed if recommended by the approved Traffic Impact Analysis. No recommendation of the approved Traffic Impact Analysis, nor compliance therewith, shall be deemed to modify or eliminate any condition of approval imposed by the Planning Commission or the City Council on the development of this site.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 122 – ZON-1564

CONDITIONS – Continued:

Alternatively, in lieu of a Traffic Impact Analysis, the applicant may participate in a reasonable alternative mutually acceptable to the applicant and the Department of Public Works.

8. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site, whichever may occur first. Provide and improve all drainageways recommended in the approved drainage plan/study. The developer of this site shall be responsible to construct such neighborhood or local drainage facility improvements as are recommended by the City of Las Vegas Neighborhood Drainage Studies and approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, or the recordation of a Map subdividing this site, whichever may occur first, if allowed by the City Engineer.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003**DEPARTMENT: PLANNING & DEVELOPMENT****DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

VARIANCE RELATED TO ZON-1564 - PUBLIC HEARING - **VAR-1565 - ALBERT & EILEEN MASSI, ET AL ON BEHALF OF DISTINCTIVE HOMES** - Request for a Variance TO ALLOW ZERO SQUARE FEET OF OPEN SPACE WHERE 21,167 SQUARE FEET IS REQUIRED on 15.00 acres adjacent to the northeast corner of El Capitan Way and Horse Drive (APN: 125-08-604-001 through 005), R-A (Ranch Acres) and U (Undeveloped) Zone [DR (Desert Rural Density Residential) General Plan Designation], [PROPOSED: R-PD2 (Residential Planned Development - 2 Units per Acre], Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after final agenda – Protest letter from Bert & Roseann Gallagher
5. Submitted at meeting – Letters of approval from Louis & Diane Vlahos, Devon Mich'l, Jeff Vaughn, Steve Kelly and Kelly Sweeney, under Item 122

MOTION:

MACK – APPROVED subject to conditions – UNANIMOUS with GOODMAN excused

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

ATTORNEYS CHRIS KAEMPFER and JENNIFER LAZOVICH, Kummer Kaempfer Bonner & Renshaw, 3800 Howard Hughes Parkway, appeared on behalf of the applicant.

MAYOR PRO TEM REESE declared the Public Hearing closed.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 123 – VAR-1565

MINUTES – Continued:

NOTE: See Item 122 [ZON-1564] and Item 124 [SDR-1566] for additional discussion.

(5:06 – 5:45)

5-2213

CONDITIONS:

Planning and Development

1. Approval of and conformance to the Conditions of Approval for Rezoning (ZON-1564) and Site Development Plan Review (SDR-1566).
2. This Variance shall expire two years from the date of final approval, unless it is exercised or an Extension of Time is granted by the City Council.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-1564 AND VAR-1565 - PUBLIC HEARING - **SDR-1566 - ALBERT & EILEEN MASSI, ET AL ON BEHALF OF DISTINCTIVE HOMES** - Request for a Site Development Plan Review FOR A PROPOSED 30-LOT SINGLE FAMILY RESIDENTIAL DEVELOPMENT on 15.00 acres adjacent to the northeast corner of El Capitan Way and Horse Drive (APN: 125-08-604-001 through 005), R-A (Ranch Acres) and U (Undeveloped) Zone [DR (Desert Rural Density Residential) General Plan Designation], [PROPOSED: R-PD2 (Residential Planned Development - 2 Units per Acre], Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted at meeting: Letters of approval from Louis & Diane Vlahos, Devon Mich'l, Jeff Vaughn, Steve Kelly and Kelly Sweeney, under Item 122

MOTION:

MACK – APPROVED subject to conditions, amending Condition 4 from 15,000 square feet for internal lots to 14,000 square feet and amending Condition 12 to limit lots 1 and 12 through 20 to a height of one-story – UNANIMOUS with GOODMAN excused

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

ATTORNEYS CHRIS KAEMPFER and JENNIFER LAZOVICH, Kummer Kaempfer Bonner & Renshaw, 3800 Howard Hughes Parkway, appeared on behalf of the applicant.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 124 – SDR-1566

MINUTES –Continued:

ATTORNEY KAEMPFER discussed with COUNCILMAN MACK that if Lot 20 is going to be single story, then they would have to move back the lots on 21, 22, 23, 24 and 25 and take two feet out of each one of those lots, which would change that condition of 15,000 square feet minimum. With that modification, then Lots 21 through 30 could not be 15,000 square feet. In light of ATTORNEY KAEMPFER'S justification, COUNCILMAN MACK changed his motion to have Lot 1 and Lot 20 single-story.

ATTORNEY KAEMPFER explained that for practical effect, those lots that are 116 feet wide would become 114 feet wide. But that extra space is needed to put the bigger single story on, especially with the dedication that was discussed. That condition would have to be modified to provide that minimum square footage. This would allow Lot 21 through 30 to be reduced in width by an additional two feet, from the 116 to the 114 feet. In light of this explanation, ROBERT GENZER, Director, Planning and Development, recommended that the 15,000 square feet for internal lots in Condition 4 be changed to 14,000 square feet. He also clarified that lots 1, and 12 through 20 would be single story. ATTORNEY KAEMPFER agreed to the amended conditions.

MARGO WHEELER, Planning Manager, Planning and Development Department, verified with ATTORNEY KAEMPFER that internal lots from 21 through 30 are the ones that will have to be changed and made slightly smaller. Therefore, the condition that now reads 15,000 square feet for internal lots could be modified to 14,000 to allow the applicant to accommodate the changes that are needed. ATTORNEY KAEMPFER added that there is also the benefit that Lot 1 and 20 will be bigger, making the exterior of the property bigger.

There was no further discussion.

MAYOR PRO TEM REESE declared the Public Hearing closed.

NOTE: See Item 122 [ZON-1564] for additional discussion.

(5:06 – 5:45)

5-2213

CONDITIONS:

Planning and Development

1. A Rezoning (ZON-1564) to a R-PD2 (Residential Planned Development – 2 Units per Acre) Zoning District and a Variance (VAR-1565) for open space shall be approved by the City Council.
2. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 124 – SDR-1566

CONDITIONS – Continued:

3. All development shall be in conformance with the site plan, landscape plan and building elevations, except as amended by conditions herein.
4. The standards for this development shall include the following: minimum lot size of 20,000 square feet for lots along the north and a portion of the east property lines, 15,000 square feet for internal lots, and 12,000 square feet for lots adjacent to Horse Drive, with a minimum distance between buildings of 10 feet, and building height shall not exceed two stories or 35 feet, whichever is less.
5. The setbacks for this development shall be a minimum of 25 feet to the front of the house, 20 feet to the front of the garage as measured from back of sidewalk or from back of curb if no sidewalk is provided, 10 feet on the side, 15 feet on the corner side, and 30 feet in the rear.
6. All perimeter landscaping shall reflect minimum 24-inch box trees planted a maximum of 30 feet on-center and a minimum of four five-gallon shrubs for each tree within provided planters as required by the Las Vegas Urban Design Guidelines and Standards.
7. A landscaping plan must be submitted prior to or at the same time application is made for a building permit.
8. Air conditioning units shall not be mounted on rooftops.
9. Any property line wall shall be a decorative block wall, with at least 20 percent contrasting materials. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.
10. A fully operational fire protection system, including fire apparatus roads, fire hydrants and water supply, shall be installed and shall be functioning prior to construction of any combustible structures.
11. All City Code requirements and design standards of all City departments must be satisfied.
12. Ensure that the development conforms to the following points agreed to between the developer and the adjacent residents:

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 124 – VAC-1764

CONDITIONS – Continued:

- Completely install decorative gold color eight-foot perimeter block wall and streetscape landscaping around the site prior to commencement of vertical instruction;
- The drainage easement at the rear of lots 15 to 19 shall be a common lot dedicated to the city of Las Vegas and privately maintained by the Homeowner's Association for an emergency overflow drainage swale between the project boundary and perimeter wall consisting of rock and 24" box evergreen trees spaced 30 feet on-center through this area;
- On-site lighting shall be limited to coach lamps on the garages
- Casitas shall have the following setbacks:
 - Lots 9-19 30' minimum rear yard, 5' minimum side yard
 - Lots 1-8 and 20-30 5' minimum rear yard, 5' minimum side yard
- Homes on lots 12 through 19 shall be limited to a height of one-story;
- The developer shall provide buyer disclosures and CC and R revisions to ensure that buyers are aware of adjacent agricultural zoning and land uses.

Public Works

13. Provide an elbow at the intersection of Guy Avenue and Stiefel Street.
14. Meet with the Traffic Engineering Representative in Land Development for assistance in the possible redesign of the proposed street layout and on site circulation prior to the submittal of any construction plans or the issuance of any permits, whichever may occur first.
15. A Master Streetlight Plan of public street lights for the entire subdivision shall be submitted to and approved by the Department of Public Works prior to the submittal of construction drawings for this site.
16. Meet with the Fire Protection Engineering Section of the Department of Fire Services prior to submittal of a Tentative Map for this site. The design and layout of all onsite private circulation and access drives shall meet the approval of the Department of Fire Services.
17. A Homeowner's Association shall be established to maintain all perimeter walls, private roadways, landscaping and common areas created with this development. All landscaping shall be situated and maintained so as to not create sight visibility obstructions for vehicular traffic at all development access drives and abutting street intersections.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 124 – VAC-1764

CONDITIONS – Continued:

18. The final layout of the subdivision shall be determined at the time of approval of the Tentative Map.
19. Site development to comply with all applicable conditions of approval for Zoning Reclassification ZON-1564 and all other subsequent site-related actions.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

VACATION RELATED TO ZON-1564, VAR-1565 AND SDR01566 - PUBLIC HEARING - **VAC-1764 - ALBERT & EILEEN MASSI, ET AL ON BEHALF OF DISTINCTIVE HOMES** - Petition to vacate a portion of Horse Drive and Four Views Street and U.S. Government Patent Easements generally located at the northwest corner of El Capitan Way and Horse Drive, Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
- 4 Submitted at meeting: Letters of approval from Louis & Diane Vlahos, Devon Mich'l, Jeff Vaughn, Steve Kelly and Kelly Sweeney, under Item 122

MOTION:

MACK – APPROVED subject to conditions – UNANIMOUS with GOODMAN excused

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

ATTORNEYS CHRIS KAEMPFER and JENNIFER LAZOVICH, Kummer Kaempfer Bonner & Renshaw, 3800 Howard Hughes Parkway, appeared on behalf of the applicant.

There was no discussion.

MAYOR PRO TEM REESE declared the Public Hearing closed.

NOTE: See Item 122 [ZON-1564] and Item 124 [SDR-1566] for additional discussion.

(5:06 – 5:45)

5-2213

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 125 – VAC-1764

CONDITIONS:

Planning and Development

1. This Petition of Vacation and Relinquishment of Interest shall be revised to retain all interest within the El Capitan Way alignment.
2. A Petition of Vacation shall be approved by Clark County prior to the recordation of this Order of Vacation to vacate the north ten feet of right-of-way along the Horse Drive alignment adjacent to Assessor Parcel Numbers #125-08-604-009 and #125-08-604-010.
3. A Drainage Plan and Technical Drainage Study or other related drainage information acceptable to the Flood Control Section must be submitted to and approved by the Department of Public Works prior to the recordation of the Order of Vacation for this application. Appropriate drainage easements shall be reserved if recommended by the approved Drainage Plan/Study. The Drainage Study required by ZON-1564 may be used to satisfy this condition.
4. All public improvements, if any, adjacent to and in conflict with this vacation application are to be modified, as necessary, at the applicant's expense prior to the recordation of an Order of Vacation and Relinquishment of Interest.
5. Reservation of easements for the facilities of the various utility companies together with reasonable ingress thereto and egress therefrom shall be provided if required
6. All development shall be in conformance with code requirements and design standards of all City departments.
7. The Order of Vacation and Relinquishment of Interest shall not be recorded until all of the above conditions have been met provided, however, that conditions requiring modification of public improvements may be fulfilled for purposes of recordation by providing sufficient security for the performance thereof in accordance with the Subdivision Ordinance of the City of Las Vegas. City Staff is empowered to modify this application if necessary because of technical concerns or because of other related review actions as long as current City right-of-way requirements are still complied with and the intent of the vacation application is not changed. If applicable, a five foot wide easement for public streetlight and fire hydrant purposes shall be retained on all vacation actions abutting public street corridors that will remain dedicated and available for public use. Also, if applicable and where needed, public easement corridors and sight visibility or other easements that would/should cross any right-of-way being vacated must be retained.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

REZONING - PUBLIC HEARING - ZON-1699 - EL DURANGO, LIMITED LIABILITY COMPANY, ET AL ON BEHALF OF PERMA-BILT HOMES - Request for a Rezoning FROM: U (Undeveloped) [PCD (Planned Community Development) General Plan Designation] TO: PD (Planned Development) on 5.0 acres adjacent to the south side of Gilcrease Avenue, approximately 330 feet west of Grand Canyon Drive (APN:125-18-201-003), PROPOSED USE: SINGLE FAMILY RESIDENTIAL DEVELOPMENT, Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MACK – APPROVED subject to conditions – UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

JEFFREY ARMSTRONG, 2727 S. Rainbow Blvd., appeared on behalf of the applicant and concurred with staff recommendations.

No one appeared in opposition.

There was no discussion.

MAYOR PRO TEM REESE declared the Public Hearing closed.

NOTE: See Item 127 [SDR-1702] for related discussion.

(5:45 – 5:43)

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 126 – ZON-1699

CONDITIONS:

Planning and Development

1. A Site Development Plan Review application approved by the Planning Commission or City Council prior to issuance of any permits, any site grading, and all development activity for the site.

Public Works

2. Dedicate 30 feet for Gilcrease Avenue adjacent to this site and appropriate right-of-way on Donald Nelson Avenue in accordance with the proposed site plan.
3. Construct half-street improvements including appropriate overpaving, if legally able on Gilcrease Avenue and Donald Nelson Avenue adjacent to this site concurrent with development of this site. Provide a minimum of two lanes of paved, legal access to this site prior to occupancy of any units within this development. Install all appurtenant underground facilities, if any, adjacent to this site needed for the future traffic signal system concurrent with development of this site.
4. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site, whichever may occur first. Provide and improve all drainageways recommended in the approved drainage plan/study. The developer of this site shall be responsible to construct such neighborhood or local drainage facility improvements as are recommended by the City of Las Vegas Neighborhood Drainage Studies and approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, or the recordation of a Map subdividing this site, whichever may occur first, if allowed by the City Engineer.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

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CONSENT

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DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-1699 - PUBLIC HEARING - **SDR-1702 - EL DURANGO, LIMITED LIABILITY COMPANY, ET AL ON BEHALF OF PERMA-BILT HOMES** - Request for a Site Development Plan Review FOR A PROPOSED 111-LOT SINGLE FAMILY RESIDENTIAL DEVELOPMENT on 25.8 acres adjacent to the southwest corner of Grand Canyon Drive and Gilcrease Avenue (a portion of APN: 125-18-201-001 and 125-18-201-002, 003, 004, 005 and 009), U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation] [PROPOSED: PD (Planned Development) and U (Undeveloped) Zones [PCD (Planned Community Development) General Plan Designation] under Resolution of Intent to PD (Planned Development), Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MACK – APPROVED subject to conditions and adding a condition as follows:

- *No perimeter wall shall be over 8 feet in height.*
- **UNANIMOUS with GOODMAN and WEEKLY excused**

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

JEFFREY ARMSTRONG, 2727 S. Rainbow Blvd., appeared on behalf of the applicant.

COUNCILMAN MACK verified with MARGO WHEELER, Manager, Planning and Development Department, that a condition be added to state that no perimeter wall shall be over 8 feet in height.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 127 – SDR-1702

MINUTES – Continued:

JEFFREY ARMSTRONG agreed to the additional condition and requested flexibility on the interior walls within the subdivision to vary the heights to make up for the area lost on the perimeter.

No one appeared in opposition.

There was no further discussion.

MAYOR PRO TEM REESE declared the Public Hearing closed.

NOTE: See related Item 126 [ZON-1699].

(5:45 – 5:43)

6-317

CONDITIONS:

Planning and Development

1. A Rezoning (ZON-1699) to a PD (Planned Development) Zoning District approved by the City Council.
2. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
3. All development shall be in conformance with the site plan and building elevations for 110 units, except as amended by conditions herein.
4. The setbacks for this development shall be a minimum of 12 feet to the front of the house, 18 feet to the front of the garage as measured from back of sidewalk or from back of curb if no sidewalk is provided, 5 feet on the side, 10 feet on the corner side, and 10 feet in the rear.
5. The Major Modification (MOD-1730) must be approved by the City Council including the condition allowing alternative methods for addressing the open space requirements.
6. The landscape plan shall reflect minimum 24-inch box trees planted a maximum of 30 feet on-center and a minimum of four five-gallon shrubs for each tree within provided planters.
7. Landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 127 – SDR-1702

CONDITIONS – Continued:

8. A landscaping plan must be submitted prior to or at the same time application is made for a building permit.
9. Air conditioning units shall not be mounted on rooftops.
10. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Municipal Code Section 19.12.050.
11. Any property line walls shall comply with section 3.6 of the Grand Teton Village Master Development Plan and Design Standards. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.
12. A fully operational fire protection system, including fire apparatus roads, fire hydrants and water supply, shall be installed and shall be functioning prior to construction of any combustible structures.
13. All City Code requirements and design standards of all City departments and as outlined in the Grand Teton Village Master Plan and Design Standards must be satisfied.
14. The master developer shall be required to enter into a development agreement with the City to provide for the methods of development and maintenance of the public park site.

Public Works

15. Submit a Petition of Vacation to vacate the existing portion of Donald Nelson Avenue in conflict with the overall design of this site. Said Petition of Vacation must record prior to the recordation of a Final Map overlying or abutting the area to be vacated.
16. Dedicate 40 feet of right-of-way adjacent to this site for Farm Road, 30 feet for Donald Nelson Avenue including the right-of-way needed for a knuckle where Donald Nelson Avenue turns south, 40 feet for Grand Canyon Drive where not already dedicated, 30 feet for Gilcrease Avenue where not already dedicated, and a 25 foot radius on the northwest corner of Farm Road and Grand Canyon Drive.
17. Construct half-street improvements including appropriate overpaving, if legally able on Farm Road, Grand Canyon Drive, Gilcrease Avenue, and Donald Nelson Avenue adjacent to this site concurrent with development of this site. Provide a minimum of two lanes of paved, legal access to this site prior to occupancy of any units within this development. Install all appurtenant underground facilities, if any, adjacent to this site needed for the future traffic signal system concurrent with development of this site.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 127 – SDR-1702

CONDITIONS – Continued:

18. Extend public sewer line to the west edge of this site in Farm Road at a size, depth, and location acceptable to the City Engineer. Provide public sewer easements for all public sewers not located within existing public street right-of-way prior to the issuance of any permits as required by the Department of Public Works. Improvement Drawings submitted to the City for review shall not be approved for construction until all required public sewer easements necessary to connect this site to the existing public sewer system have been granted to the City. Meet with the Fire Protection Engineering Section of the Department of Fire Services prior to submittal of a Tentative Map for this site. The design and layout of all onsite private circulation and access drives shall meet the approval of the Department of Fire Services.
19. A Traffic Impact Analysis must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site. Comply with the recommendations of the approved Traffic Impact Analysis prior to occupancy of the site. The City shall determine area traffic mitigation contribution requirements based upon information provided in the approved Traffic Impact Analysis; such monies shall be contributed prior to the issuance of any permits or the recordation of a Map subdividing this site. The Traffic Impact Analysis shall also include a section addressing Standard Drawings #234.1 #234.2 and #234.3 to determine additional right-of-way requirements for bus turnouts adjacent to this site, if any; dedicate all areas recommended by the approved Traffic Impact Analysis. All additional rights-of-way required by Standard Drawing #201.1 for exclusive right turn lanes and dual left turn lanes shall be dedicated prior to or concurrent with the commencement of on-site development activities unless specifically noted as not required in the approved Traffic Impact Analysis. If additional rights-of-way are not required and Traffic Control devices are or may be proposed at this site outside of the public right-of-way, all necessary easements for the location and/or access of such devices shall be granted prior to the issuance of permits for this site. Phased compliance will be allowed if recommended by the approved Traffic Impact Analysis. No recommendation of the approved Traffic Impact Analysis, nor compliance therewith, shall be deemed to modify or eliminate any condition of approval imposed by the Planning Commission or the City Council on the development of this site.

Alternatively, in lieu of a Traffic Impact Analysis, the applicant may participate in a reasonable alternative mutually acceptable to the applicant and the Department of Public Works.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 127 – SDR-1702

CONDITIONS – Continued:

20. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site, whichever may occur first. Provide and improve all drainageways recommended in the approved drainage plan/study. The developer of this site shall be responsible to construct such neighborhood or local drainage facility improvements as are recommended by the City of Las Vegas Neighborhood Drainage Studies and approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, or the recordation of a Map subdividing this site, whichever may occur first, if allowed by the City Engineer.
21. Meet with the Clark County School District to discuss the provision of pedestrian access points between this site and the abutting school site.
22. Site development to comply with all applicable conditions of approval for ZON-1699, Z-0014-02, and all other subsequent site-related actions.
23. The final layout of the subdivision shall be determined at the time of approval of the Tentative Map.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - SDR-1705 - EL DURANGO, LIMITED LIABILITY COMPANY, ET AL ON BEHALF OF PERMA-BILT HOMES - Request for a Site Development Plan Review FOR A PROPOSED 59-LOT SINGLE FAMILY RESIDENTIAL DEVELOPMENT on 15.40 acres adjacent to the northeast corner of Farm Road and Hualapai Way (APN: 125-18-201-006, 007 and a portion of 125-18-201-001), U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation under Resolution of Intent to PD (Planned Development), Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MACK – APPROVED subject to conditions adding a condition as follows:

- *No perimeter wall shall be over 8 feet in height.*
- Motion carried with GOODMAN and WEEKLY excused and BROWN not voting

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

JEFFREY ARMSTRONG, 2727 S. Rainbow Blvd., appeared on behalf of the applicant and concurred with staff recommendations.

COUNCILMAN MACK verified with MARGO WHEELER, Manager, Planning and Development Department, that a condition be added to state no perimeter wall shall be over 8 feet in height.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 128 – SDR-1705

MINUTES – Continued:

No one appeared in opposition.

There was no further discussion.

MAYOR PRO TEM REESE declared the Public Hearing closed.

(5:47 – 5:48)

6-408

CONDITIONS:

Planning and Development

1. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
2. All development shall be in conformance with the site plan and building elevations for a maximum of 58 units, except as amended by conditions herein.
3. The setbacks for this development shall be a minimum of 12 feet to the front of the house, 18 feet to the front of the garage as measured from back of sidewalk or from back of curb if no sidewalk is provided, 5 feet on the side, 10 feet on the corner side, and 10 feet in the rear.
4. The Major Modification (MOD-1730) must be approved by the City Council including the condition allowing alternative methods for addressing the open space requirements.
5. The landscape plan shall reflect minimum 24-inch box trees planted a maximum of 30 feet on-center and a minimum of four five-gallon shrubs for each tree within provided planters.
6. Landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner.
7. A landscaping plan must be submitted prior to or at the same time application is made for a building permit.
8. Air conditioning units shall not be mounted on rooftops.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 128 – SDR-1705

CONDITIONS – Continued:

9. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Municipal Code Section 19.12.050.
10. Any property line wall shall comply with section 3.6 of the Grand Teton Village Master Development Plan and Design Standards. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.
11. A fully operational fire protection system, including fire apparatus roads, fire hydrants and water supply, shall be installed and shall be functioning prior to construction of any combustible structures.
12. All City Code requirements and design standards of all City departments must be satisfied.
13. The master developer shall be required to enter into a development agreement with the City to provide for the methods of development and maintenance of the public park site.

Public Works

14. Dedicate 40 feet for Farm Road, 30 feet for the unnamed north/south street along the east side of this site, and up to 60 feet of right-of-way, as determined by Public Works, adjacent to this site for Hualapai Way. Dedicate a 54-foot radius on the northeast corner of Hualapai Way and Farm Road and a 20-foot radius at the northwest corner of Farm Road and the unnamed north/south street. Final right-of-way requirements to be determined at the time of approval of Tentative Map.
15. Construct half-street improvements including appropriate overpaving, if legally able, on Hualapai Way, Farm Road, and the unnamed north/south street adjacent to this site concurrent with development of this site. Provide a minimum of two lanes of paved, legal access to this site prior to occupancy of any units within this development. Install all appurtenant underground facilities, if any, adjacent to this site needed for the future traffic signal system concurrent with development of this site.
16. Extend public sewer in Farm Road to Hualapai Way at a size, depth, and location acceptable to the City Engineer concurrent with development of this site. Provide public sewer easements for all public sewers not located within existing public street right-of-way prior to the issuance of any permits as required by the Department of Public Works. Improvement Drawings submitted to the City for review shall not be approved for construction until all required public sewer easements necessary to connect this site to the existing public sewer system have been granted to the City.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 128 – SDR-1705

CONDITIONS – Continued:

17. Meet with the Traffic Engineering Representative in Land Development for assistance in the possible redesign of the proposed driveway access, on site circulation and overall layout prior to the submittal of any construction plans or the issuance of any permits, whichever may occur first. Entrances shall be designed, located and constructed in accordance with Standard Drawing #222A.
18. A Traffic Impact Analysis must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site. Comply with the recommendations of the approved Traffic Impact Analysis prior to occupancy of the site. The City shall determine area traffic mitigation contribution requirements based upon information provided in the approved Traffic Impact Analysis; such monies shall be contributed prior to the issuance of any permits or the recordation of a Map subdividing this site. The Traffic Impact Analysis shall also include a section addressing Standard Drawings #234.1 #234.2 and #234.3 to determine additional right-of-way requirements for bus turnouts adjacent to this site, if any; dedicate all areas recommended by the approved Traffic Impact Analysis. All additional rights-of-way required by Standard Drawing #201.1 for exclusive right turn lanes and dual left turn lanes shall be dedicated prior to or concurrent with the commencement of on-site development activities unless specifically noted as not required in the approved Traffic Impact Analysis. If additional rights-of-way are not required and Traffic Control devices are or may be proposed at this site outside of the public right-of-way, all necessary easements for the location and/or access of such devices shall be granted prior to the issuance of permits for this site. Phased compliance will be allowed if recommended by the approved Traffic Impact Analysis. No recommendation of the approved Traffic Impact Analysis, nor compliance therewith, shall be deemed to modify or eliminate any condition of approval imposed by the Planning Commission or the City Council on the development of this site.

Alternatively, in lieu of a Traffic Impact Analysis, the applicant may participate in a reasonable alternative mutually acceptable to the applicant and the Department of Public Works.

19. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site, whichever may occur first. Provide and improve all drainageways recommended in the approved drainage plan/study. The developer of this site shall be responsible to construct such neighborhood or local drainage facility improvements as are recommended by the

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 128 –SDR-1705

CONDITIONS – Continued:

City of Las Vegas Neighborhood Drainage Studies and approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, or the recordation of a Map subdividing this site, whichever may occur first, if allowed by the City Engineer.

20. Site development to comply with all applicable conditions of approval for Z-0014-02 and all other subsequent site-related actions.
21. Meet with the Fire Protection Engineering Section of the Department of Fire Services prior to submittal of a Tentative Map for this site. The design and layout of all onsite private circulation and access drives shall meet the approval of the Department of Fire Services.
22. Meet with the Clark County School District to discuss the provision of pedestrian access points between this site and the abutting school site.
23. The final layout of the subdivision shall be determined at the time of approval of the Tentative Map.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

REZONING - PUBLIC HEARING - ZON-1718 - NEVADA HOMES GROUP, INC. -
Request for a Rezoning FROM: U (Undeveloped) [PCD (Planned Community Development) General Plan Designation] TO: R-PD6 (Residential Planned Development – 6 Units Per Acre) on 8.02 Acres adjacent to the east side of Durango Drive, approximately 340 feet north of Grand Teton Drive (APN: 125-09-401-005, 013 and 014), PROPOSED USE: Single Family Residential Development, Ward 6 (Mack). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:**Planning Commission Mtg.**

1

City Council Meeting

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APPROVALS RECEIVED BEFORE:**Planning Commission Mtg.**

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City Council Meeting

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RECOMMENDATION:

The Planning Commission (6-0-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MACK – APPROVED subject to conditions – UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

ATTORNEY TOM AMICK, 3800 Howard Hughes Parkway, appeared on behalf of the applicant and clarified that the 48 lots keep the density under 6 units per acre. Addressing condition 11 on the site development plan regarding the decorative block wall, he asked that they not be required to do the decorative block wall on the northern property line because the project is adjacent to a large drainage channel.

TODD FARLOW, 240 N. 19th Street, questioned the width of the lots and streets.

COUNCILMAN MACK advised that the site is adjacent to an approved tavern location and land suitable for a density that would have a senior citizen project. With under 6 units per acre, it is an appropriate buffer for RPD-4 to the north.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 129 – ZON-1718

MINUTES – Continued:

No one appeared in opposition.

There was no further discussion.

MAYOR PRO TEM REESE declared the Public Hearing closed.

NOTE: See Item 130 [SDR-1719] for related discussion.

(5:48 – 5:52)

6-446

CONDITIONS:

Planning and Development

1. A Resolution of Intent with a two-year time limit.
2. A Site Development Plan Review application (SDR-1719) approved by the Planning Commission and City Council prior to issuance of any permits, any site grading, and all development activity for the site.

Public Works

3. Submit a Petition of Vacation for Butler Street where in conflict with this site plan. Dedicate, provide dedication or provide easement rights for a cul-de-sac turnaround meeting current City Standards at the termination of Butler Street prior to recordation of an Order of Vacation for Butler Street. Such Order of Vacation shall record prior to the recordation of a Final Map overlying or adjacent to the area to be vacated. If said Petition of cannot record for any reason this site plan shall be redesigned to acknowledge the dedication and development of Butler Street.
4. Dedicate an additional 20 feet of right-of-way for a total half-street width of 50 feet on Durango Drive adjacent to this site.
5. Construct half-street improvements including appropriate overpaving on Durango Drive adjacent to this site; also, if not already in place at the time of development, construct widened paving extending southward on Durango Drive to Grand Teton Drive concurrent with development of this site. All existing paving damaged or removed by this development shall be restored at its original location and to its original width concurrent with development of this site.
6. Construct a public sewer line to this site at a size, depth, and location acceptable to the City Engineer. Provide public sewer easements for all public sewers not located within existing public street right-of-way prior to the issuance of any permits as required by the Department of Public Works. Improvement Drawings submitted to the City for review

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 129 – ZON-1718

CONDITIONS – Continued:

shall not be approved for construction until all required public sewer easements necessary to connect this site to the existing public sewer system have been granted to the City.

7. A Traffic Impact Analysis must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site. Comply with the recommendations of the approved Traffic Impact Analysis prior to occupancy of the site. The City shall determine area traffic mitigation contribution requirements based upon information provided in the approved Traffic Impact Analysis; such monies shall be contributed prior to the issuance of any permits or the recordation of a Map subdividing this site. The Traffic Impact Analysis shall also include a section addressing Standard Drawings #234.1 #234.2 and #234.3 to determine additional right-of-way requirements for bus turnouts adjacent to this site, if any; dedicate all areas recommended by the approved Traffic Impact Analysis. All additional rights-of-way required by Standard Drawing #201.1 for exclusive right turn lanes and dual left turn lanes shall be dedicated prior to or concurrent with the commencement of on-site development activities unless specifically noted as not required in the approved Traffic Impact Analysis. Phased compliance will be allowed if recommended by the approved Traffic Impact Analysis. No recommendation of the approved Traffic Impact Analysis, nor compliance therewith, shall be deemed to modify or eliminate any condition of approval imposed by the Planning Commission or the City Council on the development of this site.

Alternatively, in lieu of a Traffic Impact Analysis, the applicant may participate in a reasonable alternative mutually acceptable to the applicant and the Department of Public Works.

8. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site, whichever may occur first. Provide and improve all drainageways recommended in the approved drainage plan/study. The developer of this site shall be responsible to construct such neighborhood or local drainage facility improvements as are recommended by the City of Las Vegas Neighborhood Drainage Studies and approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, or the recordation of a Map subdividing this site, whichever may occur first, if allowed by the City Engineer.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-1718 - PUBLIC HEARING - **SDR-1719 - NEVADA HOMES GROUP, INC.** - Request for a Site Development Plan Review FOR A PROPOSED 50-LOT SINGLE FAMILY RESIDENTIAL DEVELOPMENT on 8.02 acres adjacent to the east side of Durango Drive, approximately 340 feet north of Grand Teton Drive (APN: 125-09-401-005, 013 and 014), U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation] [PROPOSED: R-PD6 (Residential Planned Development – 6 Units Per Acre)], Ward 6 (Mack). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

1
0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

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RECOMMENDATION:

The Planning Commission (6-0-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MACK – APPROVED subject to conditions and amended Condition 11 as follows:

- Any property line wall shall be a decorative block wall, *except along the North property line*, with at least 20 percent contrasting materials. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.

– **UNANIMOUS** with GOODMAN and WEEKLY excused

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

MARGO WHEELER, Manager, Planning and Development Department, read into the record the modification to Condition 11.

No one appeared in opposition.

There was no further discussion.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 130 – SDR-1719

MINUTES – Continued:

MAYOR PRO TEM REESE declared the Public Hearing closed.

NOTE: See Item 129 [ZON-1718] for related discussion.

(5:48 – 5:52)

6-446

CONDITIONS:

Planning and Development

1. A Rezoning (ZON-1718) to a R-PD6 (Residential Planned Development – 6 Units per Acre) Zoning District to allow development of 48 lots shall be approved by the City Council.
2. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
3. All development shall be in conformance with the site plan, landscape plan and building elevations, except as amended by conditions herein.
4. The landscape plan shall be revised and approved by Planning and Development Department staff, prior to the time application is made for a tentative map to provide an amenity plan for the open space area within the development and to plant minimum 24-inch box Mondel Pines and Modesto Ash (or similar trees), spaced thirty feet on center within the 20-foot wide open space strip at the south property line.
5. All perimeter landscaping shall reflect minimum 24-inch box trees planted a maximum of 30 feet on-center and a minimum of four five-gallon shrubs for each tree within provided planters as required by the Las Vegas Urban Design Guidelines and Standards.
6. The required multi-use transportation trail and equestrian trail required along the east side of Durango Drive shall be constructed to meet the requirements of the Transportation Trails Element and the Recreation Trails Element, particularly with those standards illustrated in Exhibit 3 of the Recreation Trails Element.
7. The standards for this development shall include the following: minimum lot size of 4,050 square feet, minimum distance between buildings of 10 feet, and building height shall not exceed two stories or 35 feet, whichever is less.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 130 – SDR-1719

CONDITIONS – Continued:

8. The setbacks for this development shall be a minimum of 20 feet to the front of the garage, 14 feet to the front of the house/side-loaded garage as measured from back of sidewalk or from back of curb if no sidewalk is provided, 5 feet on the side, 10 feet on the corner side, and 10 feet in the rear.
9. A landscaping plan must be submitted prior to or at the same time application is made for a building permit.
10. Air conditioning units shall not be mounted on rooftops.
11. Any property line wall shall be a decorative block wall, with at least 20 percent contrasting materials. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.
12. A fully operational fire protection system, including fire apparatus roads, fire hydrants and water supply, shall be installed and shall be functioning prior to construction of any combustible structures.
13. All City Code requirements and design standards of all City departments must be satisfied.

Public Works

14. Meet with the Collection Systems Planning Section of the Department of Public Works to determine appropriate alignments to provide public sewer service to this site prior to the submittal of sewer related construction drawings for this site. Not all parts of this site will be able to obtain gravity public sewer to Durango Drive. Provide or obtain public sewer easements where necessary to provide public sewer to service this site.
15. Meet with the Traffic Engineering Representative in Land Development for assistance in the possible redesign of the proposed driveway access and on site circulation prior to the submittal of any construction plans or the issuance of any permits, whichever may occur first. The entrance shall be designed, located and constructed in accordance with Standard Drawing #222A.
16. Meet with the Fire Protection Engineering Section of the Department of Fire Services prior to submittal of a Tentative Map for this site. The design and layout of all onsite private circulation and access drives shall meet the approval of the Department of Fire Services.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 130 – SDR-1719

CONDITIONS – Continued:

17. Site development to comply with all applicable conditions of approval for ZON-1718 and all other subsequent site-related actions.
18. The final layout of the subdivision shall be determined at the time of approval of the Tentative Map.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

REZONING - PUBLIC HEARING - ZON-1726 - BUREAU OF LAND MANAGEMENT ON BEHALF OF STANPARK CONSTRUCTION COMPANY - Request for a Rezoning FROM: U (Undeveloped) [ML (Medium-Low Density Residential) General Plan Designation] TO: R-PD8 (Residential Planned Development - 8 Units Per Acre) on 10.0 acres adjacent to the northeast corner of Grand Canyon Drive and Gilcrease Avenue (APN: 125-18-501-007), PROPOSED USE: SINGLE FAMILY RESIDENTIAL DEVELOPMENT, Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

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City Council Meeting

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RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MACK – APPROVED subject to conditions – UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

JEFFREY ARMSTRONG, 2727 S. Rainbow Blvd., appeared on behalf of the applicant and concurred with staff recommendations.

No one appeared in opposition.

There was no discussion.

MAYOR PRO TEM REESE declared the Public Hearing closed.

NOTE: All discussion relating to Item 131 [ZON-1726] and Item 132 [SDR-1729] was held under Item 131 [ZON-1726].

(5:52 – 5:54)

6-564

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 131 – ZON-1726

CONDITIONS:

Planning and Development

1. A Resolution of Intent with a two-year time limit.
2. A Site Development Plan Review application approved by the Planning Commission and City Council prior to issuance of any permits, any site grading, and all development activity for the site.

Public Works

3. Dedicate 40 feet of right-of-way adjacent to this site for Grand Canyon Drive, 30 feet for Gilcrease Avenue and a 20 foot radius at the northeast corner of Gilcrease Avenue and Grand Canyon Drive prior to the issuance of any permits.
4. Construct half-street improvements including appropriate overpaving on Gilcrease Avenue and Grand Canyon Drive (if legally able) adjacent to this site concurrent with development of this site. Provide a minimum of two lanes of paved, legal access to this site prior to occupancy of any units within this development. Install all appurtenant underground facilities, if any, adjacent to this site needed for future traffic signal system concurrent with development of this site. All existing paving damaged or removed by this development shall be restored at its original location and to its original width concurrent with development of this site.
5. Extend public sewer in Gilcrease Avenue to the west edge of this development to a location, depth and alignment acceptable to the City Engineer. Provide public sewer easements for all public sewers not located within existing public street right-of-way prior to the issuance of any permits. Improvement Drawings submitted to the City for review shall not be approved for construction until all required public sewer easements necessary to connect this site to the existing public sewer system have been granted to the City.
6. A Master Streetlight Plan of public street lights for the overall subdivision shall be approved prior to the submittal of any construction drawings for this site.
7. A Traffic Impact Analysis must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Final Map for this site. Comply with the recommendations of the approved Traffic Impact Analysis prior to occupancy of the site.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 131 – ZON-1726

CONDITIONS – Continued:

The City shall determine area traffic mitigation contribution requirements based upon information provided in the approved Traffic Impact Analysis; such monies shall be contributed prior to the issuance of any permits or the recordation of a Final Map for this site. The Traffic Impact Analysis shall also include a section addressing Standard Drawings #234.1 #234.2 and #234.3 to determine additional right-of-way requirements for bus turnouts adjacent to this site, if any; dedicate all areas recommended by the approved Traffic Impact Analysis. All additional rights-of-way required by Standard Drawing #201.1 for exclusive right turn lanes and dual left turn lanes shall be dedicated prior to or concurrent with the commencement of on-site development activities unless specifically noted as not required in the approved Traffic Impact Analysis. If additional rights-of-way are not required and Traffic Control devices are or may be proposed at this site outside of the public right-of-way, all necessary easements for the location and/or access of such devices shall be granted prior to the issuance of permits for this site. Phased compliance will be allowed if recommended by the approved Traffic Impact Analysis. No recommendation of the approved Traffic Impact Analysis, nor compliance therewith, shall be deemed to modify or eliminate any condition of approval imposed by the Planning Commission or the City Council on the development of this site.

Alternatively, in lieu of a Traffic Impact Analysis, the applicant may participate in a reasonable alternative mutually acceptable to the applicant and the Department of Public Works.

8. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site, whichever may occur first. Provide and improve all drainageways recommended in the approved drainage plan/study. The developer of this site shall be responsible to construct such neighborhood or local drainage facility improvements as are recommended by the City of Las Vegas Neighborhood Drainage Studies and approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, or the recordation of a Map subdividing this site, whichever may occur first, if allowed by the City Engineer.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: ROBERT S. GENZER

☐

CONSENT

☒

DISCUSSION

SUBJECT:

SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-1726 - PUBLIC HEARING - **SDR-1729 - BUREAU OF LAND MANAGEMENT ON BEHALF OF STANPARK CONSTRUCTION COMPANY** - Request for a Site Development Plan Review FOR A PROPOSED 81-LOT SINGLE FAMILY RESIDENTIAL DEVELOPMENT on 10.0 acres adjacent to the northeast corner of Grand Canyon Drive and Gilcrease Avenue (APN: 125-18-501-007), U (Undeveloped) Zone [ML (Medium-Low Density Residential) General Plan Designation] [PROPOSED: R-PD8 (Residential Planned Development - 8 Units Per Acre)], Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

0

City Council Meeting

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APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

0

City Council Meeting

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RECOMMENDATION:

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MACK – APPROVED subject to conditions – UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

JEFFREY ARMSTRONG, 2727 S. Rainbow Blvd., appeared on behalf of the applicant and concurred with staff recommendations.

No one appeared in opposition.

There was no discussion.

MAYOR PRO TEM REESE declared the Public Hearing closed.

NOTE: All discussion relating to Item 131 [ZON-1726] and Item 132 [SDR-1729] was held under Item 131 [ZON-1726].

(5:52 – 5:54)

6-564

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 132 – SDR-1729

CONDITIONS:

Planning and Development

1. Approval of the Rezoning application (ZON-1726) to R-PD8 (Residential Planned Development – 8 Units Per Acre) zoning district on this site.
2. All driveways shall be a minimum of 18 feet wide to provide a minimum of two on-site parking spaces for each single-family dwelling.
3. The setbacks for this development shall be a minimum of 18 feet to the garage, 14 feet to the front of the house, 10 feet on the corner side, 5 feet on the side and 10 feet in the rear. The front setbacks are to be measured from the back of the sidewalk where a sidewalk is provided otherwise it will be measured from the back of curb.
4. If this Site Development Plan Review is not exercised within two years of the City Council approval, this Site Development Plan Review shall be void unless an Extension of Time is granted.
5. The maximum building height allowed shall not exceed 2 stories or 35 feet.
6. Any property line wall shall be a decorative block wall, with at least 20 percent contrasting materials. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.
7. Landscaping and a permanent underground sprinkler system shall be installed as required by the Planning Commission or City Council and shall be permanently maintained in a satisfactory manner.
8. Air conditioning units shall not be mounted on rooftops.
9. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Title 19.12.050.
10. A fully operational fire protection system, including fire apparatus roads, fire hydrants and water supply, shall be installed and shall be functioning prior to construction of any combustible structures.
11. All City Code requirements and design standards of all City departments must be satisfied.
12. All development shall be in conformance with the site plan and building elevations, except as amended by conditions herein.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 132 – SDR-1729

CONDITIONS – Continued:

Public Works

13. Meet with the Traffic Engineering Representative in Land Development for assistance in the possible redesign of the proposed driveway access and on site circulation prior to the submittal of any construction plans or the issuance of any permits, whichever may occur first. Gated access driveways, if proposed, shall be designed, located and constructed in accordance with Standard Drawing #222A.
14. Meet with the Fire Protection Engineering Section of the Department of Fire Services prior to submittal of a Tentative Map for this site. The design and layout of all onsite private circulation and access drives shall meet the approval of the Department of Fire Services.
15. Site development to comply with all applicable conditions of approval for Zoning Reclassification ZON-1726 and all other subsequent site-related actions.
16. The final layout of the subdivision shall be determined at the time of approval of the Tentative Map.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

REZONING - PUBLIC HEARING - ZON-1761 - EL DURANGO, LIMITED LIABILITY COMPANY, ET AL ON BEHALF OF KIMBALL HILL HOMES - Request for a Rezoning FROM: U (Undeveloped) Zone [L (Low Density Residential) General Plan Designation] TO: R-PD6 (Residential Planned Development - 6 Units per Acre) on 15.3 acres adjacent to the northeast corner of Grand Canyon Drive and Farm Road (APN: 125-18-601-006, 007, 008 and portion of 125-18-601-001), PROPOSED: Single Family Development, Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:**Planning Commission Mtg.****0****City Council Meeting****0****APPROVALS RECEIVED BEFORE:****Planning Commission Mtg.****0****City Council Meeting****0****RECOMMENDATION:**

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MACK – APPROVED subject to conditions – UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

CHRIS ARAMBULA, Tetra Tech Engineering, 401 N. Buffalo, Suite 100, appeared on behalf of the applicant, Kimball Hill Homes. He concurred with staff recommendations and mentioned that he received late notification on the wall condition. The grading plan is almost completed and they are unable to meet the wall requirement, as the site is approximately a 40-foot drop from one end to the other. COUNCILMAN MACK requested staff work with the applicant on the condition. BART ANDERSON, Public Works, stated that staff will work with the applicant provided that the wall height be minimized. The wall height currently being proposed is 12 feet and it should be 8 feet. COUNCILMAN MACK explained that an ordinance will be proposed regarding this issue.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 133 – ZON-1761

MINUTES – Continued:

MR. ARAMBULA agreed to work with staff on the wall height issue and accepted the added condition to be placed on Item 134 [SDR-1762] as stated by MR. ANDERSON that the exterior wall shall be reduced as close to 8 feet as possible subject to staff approval.

No one appeared in opposition.

There was no further discussion.

MAYOR PRO TEM REESE declared the Public Hearing closed.

NOTE: All discussion relating to Item 133 [ZON-1761] and Item 134 [SDR-1762] was held under Item 133 [ZON-1761].

(5:54 – 5:58)

6-624

CONDITIONS:

Planning and Development

1. A Resolution of Intent with a two-year time limit.
2. A Site Development Plan Review application (SDR-1762) approved by the Planning Commission or City Council prior to issuance of any permits, any site grading, and all development activity for the site.

Public Works

3. Dedicate 30 feet of right-of-way adjacent to this site for Donald Nelson Avenue, where such currently does not exist, 40 feet for Grand Canyon Drive, 40 feet for Farm Road, where such does not currently exist, and dedicate a 20 foot radius on the southeast corner of Donald Nelson Avenue and Grand Canyon Drive and a 25 foot radius at the northeast corner of Grand Canyon Drive and Farm Road.
4. Construct half-street improvements including appropriate overpaving, if legally able, on Grand Canyon Drive, Farm Road, and Donald Nelson Avenue adjacent to this site concurrent with development of this site. Install all appurtenant underground facilities, if any, adjacent to this site needed for the future traffic signal system concurrent with development of this site.
5. Extend public sewer in Farm Road to the west edge of this development to a location, depth and alignment acceptable to the City Engineer. Provide public sewer easements for all public sewers not located within existing public street right-of-way prior to the issuance of any permits. Improvement Drawings submitted to the City for review shall not be approved for construction until all required public sewer easements necessary to connect this site to the existing public sewer system have been granted to the City.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 133 – ZON-1761

CONDITIONS – Continued:

6. A Traffic Impact Analysis must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site. Comply with the recommendations of the approved Traffic Impact Analysis prior to occupancy of the site. The City shall determine area traffic mitigation contribution requirements based upon information provided in the approved Traffic Impact Analysis; such monies shall be contributed prior to the issuance of any permits or the recordation of a Map subdividing this site. The Traffic Impact Analysis shall also include a section addressing Standard Drawings #234.1 #234.2 and #234.3 to determine additional right-of-way requirements for bus turnouts adjacent to this site, if any; dedicate all areas recommended by the approved Traffic Impact Analysis. All additional rights-of-way required by Standard Drawing #201.1 for exclusive right turn lanes and dual left turn lanes shall be dedicated prior to or concurrent with the commencement of on-site development activities unless specifically noted as not required in the approved Traffic Impact Analysis. If additional rights-of-way are not required and Traffic Control devices are or may be proposed at this site outside of the public right-of-way, all necessary easements for the location and/or access of such devices shall be granted prior to the issuance of permits for this site. Phased compliance will be allowed if recommended by the approved Traffic Impact Analysis. No recommendation of the approved Traffic Impact Analysis, nor compliance therewith, shall be deemed to modify or eliminate any condition of approval imposed by the Planning Commission or the City Council on the development of this site. Alternatively, in lieu of a Traffic Impact Analysis, the applicant may participate in a reasonable alternative mutually acceptable to the applicant and the Department of Public Works.
7. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site, whichever may occur first. Provide and improve all drainageways recommended in the approved drainage plan/study. The developer of this site shall be responsible to construct such neighborhood or local drainage facility improvements as are recommended by the City of Las Vegas Neighborhood Drainage Studies and approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, or the recordation of a Map subdividing this site, whichever may occur first, if allowed by the City Engineer.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-1761 - PUBLIC HEARING - **SDR-1762 - EL DURANGO, LIMITED LIABILITY COMPANY, ET AL ON BEHALF OF KIMBALL HILL HOMES** - Request for a Site Development Plan Review FOR A PROPOSED 91-LOT SINGLE FAMILY DEVELOPMENT on 15.3 acres adjacent to the northeast corner of Grand Canyon Drive and Farm Road (APN: 125-18-601-006, 007, 008 and portion of 125-18-601-001), U (Undeveloped) Zone [L (Low Density Residential) General Plan Designation], [PROPOSED: R-PD6 (Residential Planned Development - 6 Unit per Acre)], Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:**Planning Commission Mtg.****0****City Council Meeting****0****APPROVALS RECEIVED BEFORE:****Planning Commission Mtg.****0****City Council Meeting****0****RECOMMENDATION:**

The Planning Commission (7-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MACK – APPROVED subject to conditions and adding the following condition:

- *The exterior wall shall be reduced in height to 8 feet subject to staff approval.*

– **UNANIMOUS** with GOODMAN and WEEKLY excused

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

CHRIS ARAMBULA, Tetra Tech Engineering, appeared on behalf of the applicant Kimball Hill Homes and concurred with staff conditions.

No one appeared in opposition.

There was no further discussion.

MAYOR PRO TEM REESE declared the Public Hearing closed.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 134 – SDR-1762

MINUTES – Continued:

NOTE: All discussion relating to Item 133 [ZON-1761] and Item 134 [SDR-1762] was held under Item 133 [ZON-1761].

(5:54 – 5:58)

6-624

CONDITIONS:

Planning and Development

1. A Rezoning [ZON-1761] to an R-PD6 (Residential Planned Development - 6 Units per Acre) Zoning District approved by the City Council.
2. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
3. All development shall be in conformance with the site plan and building elevations, except as amended by conditions herein.
4. The standards for this development shall include the following: minimum distance between buildings of 10 feet and building height shall not exceed two stories or 35 feet, whichever is less.
5. The setbacks for this development shall be a minimum of 18 feet to the front of the garage as measured from back of sidewalk or from back of curb if no sidewalk is provided, 5 feet on the side, 10 feet on the corner side, and 15 feet in the rear.
6. The landscape plan shall be revised and approved by Planning and Development Department staff, prior to the time application is made for a building permit, to reflect minimum 24-inch box trees planted a maximum of 30 feet on-center and a minimum of four five-gallon shrubs for each tree within provided planters.
7. A landscaping plan must be submitted prior to or at the same time application is made for a building permit.
8. Air conditioning units shall not be mounted on rooftops.
9. All utility boxes exceeding 27 cubic feet in size shall meet the standards of Title 19.12.050.
10. Any property line wall shall be a decorative block wall, with at least 20 percent contrasting materials. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 134 – SDR-1762

CONDITIONS – Continued:

11. A fully operational fire protection system, including fire apparatus roads, fire hydrants and water supply, shall be installed and shall be functioning prior to construction of any combustible structures.
12. All City Code requirements and design standards of all City departments must be satisfied.

Public Works

13. Submit a Petition of Vacation for the unnamed street adjacent to the east side of Assessor Parcel Number 125-18-601-006, such Vacation Application shall be approved by the City Council prior to the submittal of a Final Map overlying the area to be vacated and the Order of Vacation shall record prior to the recordation of a Final Map.
14. Grant a Traffic Signal Chord Easement at the northeast corner of Grand Canyon Drive and Farm Road adjacent to or overlying the area to be vacated.
15. Meet with the Traffic Engineering Representative in Land Development for assistance in the possible redesign of the proposed driveway access and on site circulation prior to the submittal of any construction plans or the issuance of any permits, whichever may occur first. The entrance shall be designed, located and constructed in accordance with Standard Drawing #222A.
16. A Master Streetlight Plan of public street lights for the entire subdivision shall be submitted to and approved by the Department of Public Works prior to the submittal of construction drawings for this site.
17. Meet with the Fire Protection Engineering Section of the Department of Fire Services prior to submittal of a Tentative Map for this site. The design and layout of all onsite private circulation and access drives shall meet the approval of the Department of Fire Services.
18. A Homeowner's Association shall be established to maintain all perimeter walls, private roadways, landscaping and common areas created with this development. All landscaping shall be situated and maintained so as to not create sight visibility obstructions for vehicular traffic at all development access drives and abutting street intersections.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 134 – SDR-1762

CONDITIONS – Continued:

19. Site development to comply with all applicable conditions of approval for ZON-1761 and all other subsequent site-related actions.
20. The final layout of the subdivision shall be determined at the time of approval of the Tentative Map.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

REZONING - PUBLIC HEARING - ZON-1766 - KIMBALL T. STRATTON ON BEHALF OF RICHMOND AMERICAN HOMES OF NEVADA, INC. - Request for a Rezoning FROM: U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation] TO: R-PD4 (Residential Planned Development - 4 Units per Acre) on 15.04 acres adjacent to southeast corner of Cimarron Road and Racel Street (APN: 125-09-801-001), PROPOSED USE: Single Family Development, Ward 6 (Mack). The Planning Commission (5-0-2 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

1
0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

1
0

RECOMMENDATION:

The Planning Commission (5-0-2 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MACK – APPROVED subject to conditions – UNANIMOUS with GOODMAN and WEEKLY excused

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

ATTORNEY JENNIFER LAZOVICH, Kummer Kaempfer Bonner & Renshaw, 3800 Howard Hughes Parkway, appeared on behalf of the applicant, Richmond American Homes of Nevada, Inc. and concurred with staff recommendations.

ATTORNEY STEVEN J. MACK, appeared on behalf of the applicant, Kimball T. Stratton and requested Council support. MAYOR PRO TEM REESE pointed out that ATTORNEY MACK has no relationship to COUNCILMAN MACK.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 135 – ZON-1766

MINUTES – Continued:

TOM McGOWAN, Las Vegas resident, questioned whether public comment is being taken for each item. MAYOR PRO TEM REESE responded in the affirmative.

TODD FARLOW, 240 N. 19th Street, asked if the open space access issue discussed at Planning Commission had been resolved. ATTORNEY LAZOVICH replied that staff does not have any concerns regarding the open space. ROBERT GENZER, Director, Planning and Development Department clarified that the open space is addressed in Condition 3 under Item 136 [SDR-1767].

No one appeared in opposition.

There was no further discussion.

MAYOR PRO TEM REESE declared the Public Hearing closed.

NOTE: All discussion relating to Item 135 [ZON-1766] and Item 136 [SDR-1767] was held under Item 135 [ZON-1766].

(5:58 – 6:03)

6-757

CONDITIONS:

Planning and Development

1. A Resolution of Intent with a two-year time limit.
2. A Site Development Plan Review application (SDR-1767) approved by the Planning Commission and City Council prior to issuance of any permits, any site grading, and all development activity for the site.

Public Works

3. Dedicate an additional 10 feet of right-of-way for a total half-street width of 40 feet on Racel Street adjacent to this site. Also dedicate an additional 5 feet of right-of-way for a total radius of 25 feet on the southeast corner of Racel Street and Cimarron Road.
4. Construct half-street improvements, including appropriate overpaving, on Racel Street to match the curbline of improvements adjacent to the Stone Mountain subdivision to the east, and construct half-street improvements, including appropriate overpaving on Cimarron Road adjacent to this site concurrent with development of this site. Install all

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 135 – ZON-1766

CONDITIONS – Continued:

appurtenant underground facilities, if any, adjacent to this site needed for the future traffic signal system concurrent with development of this site. All unimproved right-of-way on Racel Street shall be landscaped and maintained by the Homeowner's Association and an encroachment agreement shall be submitted for all landscaping and private improvements located in the Racel Street public right-of-way adjacent to this site prior to construction of any improvements within the right-of-way.

5. A Traffic Impact Analysis must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site. Comply with the recommendations of the approved Traffic Impact Analysis prior to occupancy of the site. The City shall determine area traffic mitigation contribution requirements based upon information provided in the approved Traffic Impact Analysis; such monies shall be contributed prior to the issuance of any permits or the recordation of a Map subdividing this site. The Traffic Impact Analysis shall also include a section addressing Standard Drawings #234.1 #234.2 and #234.3 to determine additional right-of-way requirements for bus turnouts adjacent to this site, if any; dedicate all areas recommended by the approved Traffic Impact Analysis. All additional rights-of-way required by Standard Drawing #201.1 for exclusive right turn lanes and dual left turn lanes shall be dedicated prior to or concurrent with the commencement of on-site development activities unless specifically noted as not required in the approved Traffic Impact Analysis. If additional rights-of-way are not required and Traffic Control devices are or may be proposed at this site outside of the public right-of-way, all necessary easements for the location and/or access of such devices shall be granted prior to the issuance of permits for this site. Phased compliance will be allowed if recommended by the approved Traffic Impact Analysis. No recommendation of the approved Traffic Impact Analysis, nor compliance therewith, shall be deemed to modify or eliminate any condition of approval imposed by the Planning Commission or the City Council on the development of this site.

Alternatively, in lieu of a Traffic Impact Analysis, the applicant may participate in a reasonable alternative mutually acceptable to the applicant and the Department of Public Works.

6. A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of any building or grading permits, submittal of any construction drawings or the recordation of a Map subdividing this site, whichever may occur first. Provide and improve all drainageways recommended in the approved drainage plan/study. The developer of this site shall be responsible to construct

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 135 – ZON-1766

CONDITIONS – Continued:

such neighborhood or local drainage facility improvements as are recommended by the City of Las Vegas Neighborhood Drainage Studies and approved Drainage Plan/Study concurrent with development of this site. In lieu of constructing improvements, in whole or in part, the developer may agree to contribute monies for the construction of neighborhood or local drainage improvements, the amount of such monies shall be determined by the approved Drainage Plan/Study and shall be contributed prior to the issuance of any building or grading permits, or the recordation of a Map subdividing this site, whichever may occur first, if allowed by the City Engineer.

7. Grant a Traffic Signal Chord Easement at the southeast corner of Racel Street and Cimarron Road prior to the issuance of any building or grading permits for this site.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-1766 - PUBLIC HEARING - **SDR-1767 - KIMBALL T. STRATTON ON BEHALF OF RICHMOND AMERICAN HOMES OF NEVADA, INC.** - Request for a Site Development Plan Review FOR A PROPOSED 59-LOT SINGLE FAMILY DEVELOPMENT on 15.04 acres adjacent to southeast corner of Cimarron Road and Racel Street (APN: 125-09-801-001), U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation], [PROPOSED: R-PD4 (Residential Planned Development - 4 Units per Acre)], Ward 6 (Mack). The Planning Commission (5-0-2 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

1
0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

1
0

RECOMMENDATION:

The Planning Commission (5-0-2 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report

MOTION:

MACK – APPROVED subject to conditions – UNANIMOUS with GOODMAN and WEEKLY excused.

MINUTES:

MAYOR PRO TEM REESE declared the Public Hearing open.

ATTORNEY JENNIFER LAZOVICH, Kummer Kaempfer Bonner & Renshaw, 3800 Howard Hughes Parkway, appeared on behalf of the applicant, Richmond American Homes of Nevada, Inc. and concurred with staff recommendations.

ATTORNEY STEVEN MACK, appeared on behalf of the applicant, Kimball T Stratton, and requested Council support. MAYOR PRO TEM REESE, pointed out that ATTORNEY MACK has no relationship to COUNCILMAN MACK.

No one appeared in opposition.

There was no further discussion.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 136 – SDR-1767

MINUTES – Continued:

MAYOR PRO TEM REESE declared the Public Hearing closed.

NOTE: All discussion relating to Item 135 [ZON-1766] and Item 136 [SDR-1767] was held under Item 135 [ZON-1766].

(5:58 – 6:03)

6-757

CONDITIONS:

Planning and Development

1. A Rezoning (ZON-1766) to a R-PD4 (Residential Planned Development – 4 Units per Acre) Zoning District shall be approved by the City Council.
2. This Site Development Plan Review shall expire two years from date of final approval unless it is exercised or an Extension of Time is granted by the City Council.
3. The site plan shall be revised and approved by Planning and Development Department staff, prior to the time application is made for a tentative map to provide a (pedestrian access) from the development through the open space to Racel Street.
4. All development shall be in conformance with the site plan, landscape plan and building elevations, except as amended by conditions herein.
5. The standards for this development shall include the following: minimum lot size of 5,000 square feet, minimum distance between buildings of 10 feet, and building height shall not exceed two stories or 35 feet, whichever is less.
6. The setbacks for this development shall be a minimum of 20 feet to the front of the garage, 15 feet to the front of the house as measured from back of sidewalk or from back of curb if no sidewalk is provided, 5 feet on the side, 10 feet on the corner side, and 15 feet in the rear. For lots fronting onto cul-de-sac bulbs, these standards are reduced to 18 feet to the front of the garage and 12 feet to the front of the house.
7. All perimeter landscaping shall reflect minimum 24-inch box trees planted a maximum of 30 feet on-center and a minimum of four five-gallon shrubs for each tree within provided planters as required by the Las Vegas Urban Design Guidelines and Standards.
8. A landscaping plan must be submitted prior to or at the same time application is made for a building permit.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 136 – SDR-1767

CONDITIONS – Continued:

9. Air conditioning units shall not be mounted on rooftops.
10. Any property line wall shall be a decorative block wall, with at least 20 percent contrasting materials. Wall heights shall be measured from the side of the fence with the least vertical exposure above the finished grade, unless otherwise stipulated.
11. A fully operational fire protection system, including fire apparatus roads, fire hydrants and water supply, shall be installed and shall be functioning prior to construction of any combustible structures.
12. All City Code requirements and design standards of all City departments must be satisfied.

Public Works

13. Meet with the Traffic Engineering Representative in Land Development for assistance in the possible redesign of the proposed driveway access and on site circulation prior to the submittal of any construction plans or the issuance of any permits, whichever may occur first. The entrance shall be designed, located and constructed in accordance with Standard Drawing #222A.
14. Meet with the Fire Protection Engineering Section of the Department of Fire Services prior to submittal of a Tentative Map for this site. The design and layout of all onsite private circulation and access drives shall meet the approval of the Department of Fire Services.
15. Site development to comply with all applicable conditions of approval for ZON-1766 and all other subsequent site-related actions.
16. The final layout of the subdivision shall be determined at the time of approval of the Tentative Map.

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

NOT TO BE HEARD BEFORE 4:00 P.M. - ABEYANCE ITEM - GENERAL PLAN AMENDMENT - PUBLIC HEARING - GPA-1292 - DAYBREAK CHRISTIAN FELLOWSHIP, INC. - Request to Amend a portion of the Southwest Sector Plan of the General Plan FROM: L (Low Density Residential) TO: MLA (Medium-Low Attached Density Residential) on 4.09 acres adjacent to west side of Cimarron Road, approximately 650 feet south of Charleston Boulevard (APN: 163-04-101-011), Ward 1 (M. McDonald). The Planning Commission (6-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

95
2

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0
0

RECOMMENDATION:

The Planning Commission (6-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application – Not Applicable
3. Staff Report
4. Submitted after final agenda – Protest letters from Maury Abrams, Mark & Linda Zobrist and Ralph L. Bowers

MOTION:

M. McDONALD – ABEYANCE to 5/7/2003 City Council meeting not to be heard before 1:00 PM – UNANIMOUS with GOODMAN, WEEKLY and MACK excused.

NOTE: A motion by to hear the item by M. McDONALD failed with L.B. McDONALD voting No and with GOODMAN, MACK and WEEKLY excused.

MINUTES:

NOTE: A Combined Verbatim Transcript of Item 137 [GPA-1292], Item 138 [ZON-1291] and Item 139 [SDR-1289] is made a part of the final minutes under Item 137 [GPA-1292].

MAYOR PRO TEM REESE declared the Public Hearing open.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 137 – GPA-1292

MINUTES – Continued:

APPEARANCES

MARK FIORENTINO, Attorney, Kummer Kaempfer Bonner & Renshaw, 3800 Howard Hughes Parkway

KIM ELERICK, 8225 Windrush

BRYAN SCOTT, Deputy City Attorney

JOHN REDLEIN, Assistant City Attorney

ROBERT GENZER, Director, Planning and Development Department

TOM MCGOWAN, Las Vegas resident

MAYOR PRO TEM REESE declared the Public Hearing closed.

(6:03 – 6:30)

6-950

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

NOT TO BE HEARD BEFORE 4:00 P.M. - ABEYANCE ITEM - REZONING RELATED TO GPA-1292 - PUBLIC HEARING - ZON-1291 - DAYBREAK CHRISTIAN FELLOWSHIP, INC. - Request for a Rezoning FROM: U (Undeveloped) Zone [L (Low Density Residential) General Plan Designation] TO: R-PD12 (Residential Planned Development - 12 Units per Acre) on 4.09 acres adjacent to the west side of Cimarron Road, approximately 650 feet south of Charleston Boulevard (APN: 163-04-101-011), PROPOSED USE: APARTMENT COMPLEX, Ward 1 (M. McDonald). The Planning Commission (6-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

**Planning Commission Mtg.
City Council Meeting**

95
2

APPROVALS RECEIVED BEFORE:

**Planning Commission Mtg.
City Council Meeting**

0
0

RECOMMENDATION:

The Planning Commission (6-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after final agenda – Protest letters from Maury Abrams, Mark & Linda Zobrist and Ralph L. Bowers under Item 137

MOTION:

M. McDONALD –ABEYANCE to 5/7/2003 not to be heard before 1:00 PM – UNANIMOUS with GOODMAN, WEEKLY and MACK excused

NOTE: A motion by to hear the item by M. McDONALD failed with L.B. McDONALD voting No and with GOODMAN, MACK and WEEKLY excused.

MINUTES:

NOTE: A Combined Verbatim Transcript of Item 137 [GPA-1292], Item 138 [ZON-1291] and Item 139 [SDR-1289] is made a part of the final minutes under Item 137 [GPA-1292].

MAYOR PRO TEM REESE declared the Public Hearing open.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 138 – ZON-1291

MINUTES – Continued:

APPEARANCES:

MARK FIORENTINO, Attorney, Kummer Kaempfer Bonner & Renshaw, 3800 Howard Hughes Parkway

KIM ELERICK, 8225 Windrush

BRYAN SCOTT, Deputy City Attorney

JOHN REDLEIN, Assistant City Attorney

ROBERT GENZER, Director, Planning and Development Department

TOM MCGOWAN, Las Vegas resident

MAYOR PRO TEM REESE declared the Public Hearing closed.

(6:03 – 6:30)

6-950

AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: PLANNING & DEVELOPMENT**DIRECTOR: ROBERT S. GENZER**☐**CONSENT**☒**DISCUSSION****SUBJECT:**

NOT TO BE HEARD BEFORE 4:00 P.M. - ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-1292 AND ZON-1291 - PUBLIC HEARING - SDR-1289 - DAYBREAK CHRISTIAN FELLOWSHIP, INC. - Request for a Site Development Plan Review FOR A PROPOSED 52 UNIT APARTMENT COMPLEX on 4.09 acres adjacent to the west side of Cimarron Road, approximately 650 feet south of Charleston Boulevard (APN: 163-04-101-011), U (Undeveloped) Zone [L (Low Density Residential) General Plan Designation], [PROPOSED: R-PD12 (Residential Planned Development - 12 Units per Acre)], Ward 1 (M. McDonald). The Planning Commission (6-1 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

95
2

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.
City Council Meeting

0
0

RECOMMENDATION:

The Planning Commission (6-1 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location Map
2. Conditions For This Application
3. Staff Report
4. Submitted after final agenda – Protest letters from Maury Abrams, Mark & Linda Zobrist and Ralph L. Bowers under Item 137

MOTION:

M. McDONALD –ABEYANCE to 5/7/2003 not to be heard before 1:00 PM – UNANIMOUS with GOODMAN, WEEKLY and MACK excused.

NOTE: A motion by to hear the item by M. McDONALD failed with L.B. McDONALD voting No and with GOODMAN, MACK and WEEKLY excused.

MINUTES:

NOTE: A Combined Verbatim Transcript of Item 137 [GPA-1292], Item 138 [ZON-1291] and Item 139 [SDR-1289] is made a part of the final minutes under Item 137 [GPA-1292].

MAYOR PRO TEM REESE declared the Public Hearing open.

CITY COUNCIL MEETING OF APRIL 16, 2003
Planning and Development Department
Item 139 – SDR-1289

MINUTES – Continued:

APPEARANCES:

MARK FIORENTINO, Attorney, Kummer Kaempfer Bonner & Renshaw, 3800 Howard Hughes Parkway

KIM ELERICK, 8225 Windrush

BRYAN SCOTT, Deputy City Attorney

JOHN REDLEIN, Assistant City Attorney

ROBERT GENZER, Director, Planning and Development Department

TOM McGOWAN, Las Vegas resident

MAYOR PRO TEM REESE declared the Public Hearing closed.

(6:03 – 6:30)

6-950

AGENDA SUMMARY PAGE

CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: CITY CLERK

DIRECTOR: BARBARA JO (RONI) RONEMUS ☐ **CONSENT** ☐ **DISCUSSION**

SUBJECT:

SET DATE ON ANY APPEALS FILED OR REQUIRED PUBLIC HEARINGS FROM THE CITY PLANNING COMMISSION MEETINGS, CENTENNIAL HILLS ARCHITECTURAL REVIEW COMMITTEE AND DANGEROUS BUILDING OR NUISANCE/LITTER ABATEMENTS

DB 602 Vincent Way, DB 2852 Constantine Ave., NL 232 N. 19th St., NL 9999 N. 13th St., RQR-1793, RQR-1736, RQR-1738, RQR-1740, RQR-1791, SUP-1700, SUP-1781, SUP-1827, SUP-1841, VAC-1754, VAR-1757, VAR-1858 – 5/7/2003 Agenda

AGENDA SUMMARY PAGE

CITY COUNCIL MEETING OF: APRIL 16, 2003

DEPARTMENT: CITY CLERK

DIRECTOR: BARBARA JO (RONI) RONEMUS ☐ **CONSENT** ☐ **DISCUSSION**

SUBJECT:

ADDENDUM:

None.



AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 16, 2003

CITIZENS PARTICIPATION:

Items raised under this portion of the City Council Agenda cannot be deliberated or acted upon until the notice provisions of the Open Meeting Law have been met. If you wish to speak on a matter not listed on the agenda, please step up to the podium and clearly state your name and address. In consideration of others, avoid repetition, and limit your comments to no more than three (3) minutes. To ensure all persons equal opportunity to speak, each subject matter will be limited to ten (10) minutes.

MINUTES:

DOROTHY BARNES, homeless community, General Delivery 89125, stated she had an accident and twisted her knee. She complained regarding treatment received in the emergency room and stated that no one should be abused. She also stated there are security problems at Nellis.

(6:30 – 6:34)

6-1844

CRAIG CELESTE, Priest under Pastor Heather, 201 N. Decatur, agreed with Sheriff Young as to having more Police Officers on the road, otherwise this is giving aid to the terrorists. He stated he is in the process of filing a claim against the RTC for false advertising and exploiting their expenses on the expenses of the people riding the busses who were deceived on Question 10. If the government can't control the funding for the people, someone should step in who is for the people.

(6:34 – 6:36)

6-1981

CHRIS CHRISTOFF, 335 Cincinnati, Las Vegas, Nevada, presented copies to the Mayor, Council persons, City Clerk and City Manager pertinent to Meadows Village. The copies dealt with four to five streets that he believed are in dire need of repair. MR. CHRISTOFF questioned why the Meadows Village is continually punished and the streets are not cared for in comparison to other Wards. COUNCILMAN REESE requested the pictures and advised the streets in question be repaired.

(6:36 – 6:39)

6-2073

STEPHEN "CAPTAIN TRUTH" DEMPSEY, Las Vegas Resident, questioned the ongoing situation with activities at the Crazy Horse. He requested a Show Cause Hearing.

(6:39 – 6:43)

6-2227

City of Las Vegas

CITY COUNCIL MEETING OF APRIL 16, 2003

Planning and Development Department

Citizens Participation

MINUTES – Continued:

TOM McGOWAN, Las Vegas resident, stated he was inclined to concur with the previous speaker. He also stated there were three related items on the agenda today that were in violation of the Nevada Open Meeting Law since each one did not include public comment. MR. McGOWAN requested inclusion in the minutes of today's meeting a letter he specifically directed to DAVID SEMENZA and also submitted to the Secretary of the State of Nevada relative the Nevada Open Meeting Law.

(6:43 – 6:44)

6-2372

TODD FARLOW, 240 N. 19th Street, stated the request centered on the intersection of Bruce and Fremont Streets where a new elementary school will be constructed. Across the street on the southeast corner is a vacant lot with an extremely narrow sidewalk, which will be used by the school children. MR. FARLOW suggested the City buy a portion of the vacant lot to make a wider sidewalk. MAYOR PRO TEM REESE replied that the piece of property in question, Boys and Girls Club is in the process of obtaining for the construction of a Boys and Girls Club. Also, SHERIFF YOUNG has stated the HART TEAM (Hispanic American Resource Team) would locate there permanently once the Boys and Girls Club is built.

(6:44 – 6:46)

6-2446

MEETING ADJOURNED AT 6:43 P.M.